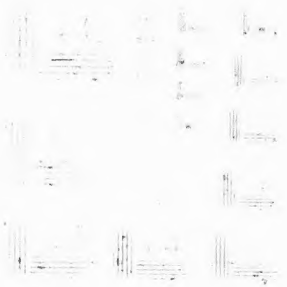

THE NATIONAL ARCHIVES
NATIONAL ARCHIVES AND RECORDS SERVICE
GENERAL SERVICES ADMINISTRATION

WASHINGTON: 1983

11 REBECCA BELL ET AL GRANTED

DEPARTMENT OF THE INTERIOR,

OFFICE OF THE FIVE CIVILIZED TRIBES.

In the matter of the application for the enrollment as a citizen by intermarriage of the Choctaw Nation of -

KING [illegible], - Choctaw D-3.

I do Certify that
this is a true
Copy of the orig
inal now on
file in my
Office in
Book No 2
Page 341

R W Harrison
County Clerk
Atoka County
Choctaw
nation

7 8

MARRIAGE LICENSE.

Choctaw [illegible] :
Jacks [illegible] : To any person authorized by law to solemnize Marriages---

Greeting:-

6

[illegible] to solemnize the Rite and publish the [illegible] of Matrimony between Mr. [illegible], in the Indian Territory, a citizen of [illegible] States, and [illegible] Ray Donled, a citizen of the Choctaw [illegible] Territory, according to law, and do you [illegible] and return [illegible] license to the parties therein named.

[illegible] seal [illegible] the [illegible]th day of Nov. A.D.1891.

James [illegible], Clerk County Court.

CERTIFICATE OF MARRIAGE.

CHOCTAW [illegible] :
:SS
Jacks Fork County :

I do hereby certify that on the 18th day of November 1891 I did duly, and according to law, as commanded in the foregoing license, solemnize the Rite and publish the Bands of Matrimony between the parties therein named.

Witness my hand this 18th day of Nov. A.D.1891.

James Y.Bryce,

A Minister.

Department of the Interior.
Commission to the Five Civilized Tribes.
South McAlester, I. T., December 22nd, 1902.

Choctaw D - 3
Intermarried

---------oOo---------

In the matter of the application of King Bell for enrollment as an intermarried citizen of the Choctaw Nation.

King Bell being first duly sworn testified as follows:

Examination by the Commission.

Q What is your name? A King Bell.
Q How old are you? A Thirty-five.
Q What is your post office address? A Kiowa.
Q What Nation? A Choctaw.
Q How long have you resided in the Choctaw Nation? A Let's see -- it's been about twenty-five years.
Q Lived here continuously for twenty-five years? A Yes sir.
Q In the Choctaw Nation? A This has been my home for twenty-five years. I was out and in.
Q What do you mean by out and in? A Well I went to Mexico once with my wife for her health, and that's as long as I have been away.
Q Where were you living five years ago? A In the Choctaw Nation.
Q Whereabouts? A Right over here west of Kiowa.
Q Did you ever live in the Chickasaw Nation? A Yes sir, we lived there; we went up there and stayed about a year I guess.
Q Then your statement that you have lived in the Choctaw Nation continuously for the past twenty-five years is not correct?
A Our home was here.
Q I asked you if you had continuously resided in the Choctaw Nation?
Q Why no I haven't and got out of the Nation.
Q The question was :"Have you resided continuously in the Choctaw Nation? A No sir.
Q You have resided in the Chickasaw Nation and other places outside Indian territory? A Yes sir.
Q Where have you been living for the past five years? A I have been in the Choctaw Nation for the past five years.
Q Continuously? A No.
Q Have you ever been out of the Choctaw Nation? A I have been in the Choctaw Nation four years straight.
Q For the past four years? A For the past four years, you might say straight all the time.
Q Before that you was out of the Choctaw Nation? A I was out when we went to Mexico.
Q How long were you in Mexico? A About four months.
Q You own any property in the Choctaw Nation? A Yes sir, I own a pasture in the Choctaw Nation.
Q You have a family haven't you? A None only the [illegible] children.

Q Where are they living at? A At Coalgate, going to school.
Q Have you any home? A yes sir.
Q Where is it? A At Purcell; I bought a place up there.
Q What Nation is Purcell in? A Chickasaw Nation.
Q Is that where you call your domicile? A I got a home there but I am living in the Choctaw. I bought a place there. I sold my place here here and traded it for a place there.
Q Where were you living before you went to Mexico? A In the Choctaw Nation.
Q How long had you continuously been in the Choctaw Nation before you went to Mexico? A We had been there about twenty years.
Q You are a white man are you? A Yes sir.
Q You are an applicant for enrollment as an intermarried citizen of the Choctaw Nation? A Yes sir.
Q What is the name of your Choctaw wife? A Rebecca Donnelley.
Q Your wife a recognized citizen by blood of the Choctaw Nation?
A Yes sir.
Q Has she always been recognized as such by the tribal authorities?
A Yes sir.
Q Have your wife's rights in any manner been questioned? A No sir.
Q When were you married to Rebecca Donnelley? A Married her in '90.
Q In 1890? A Yes sir.
Q Was you ever married before your marriage to her? A Yes sir, married once, before that.
Q To whom? A To Ward, Sarah E. Ward.
Q Was Sarah Ward dead when you married this woman? A Yes sir.
Q Had Rebecca Donnelley ever been married prior to her marriage to you? A No sir.
Q Where were you married? A East of Kiowa.
Q Married under a Choctaw tribal license? A Yes sir.
Q How much did you pay for the lice nse? A Paid $100.
Q Was that the only marriage ever performed between you and Rebecca Donnelley, under that Choctaw license? A yes sir.
Q Is your wife living? A No sir.
Q How long has she been dead? A About four years.
Q Did you live with her continuously up to the date of her death?
A Yes sir.
Q There was no separation, desertion or divorce? A No sir.
Q Where did she die? A Mexico.
Q Have you since the death of your Choctaw wife remarried? A No sir, have not.
Q You are now an actual and bona fide resident of the Choctaw Nation? A Yes sir.

Albert G. McMillan being first duly sworn states that as stenographer to the Commission to the Five Civilized Tribes he reported the proceedings had in the above entitled cause on the 22nd day of December, 1902, and that the above and foregoing is a full, true and correct transcript of his stenographic notestaken in said cause on said date.

Albert G. McMillan

Subscribed and sworn to before me this 28 day of January, 1903.

H. L. Borey
Notary Public.

LGD

7 D-3.

DEPARTMENT OF THE INTERIOR,
COMMISSION TO THE FIVE CIVILIZED TRIBES.

In the matter of the application for the enrollment of King Bell as a citizen by intermarriage of the Choctaw Nation.

D E C I S I O N .

It appears from the record herein that King Bell, on November 18, 1891, was married in accordance with the laws, customs and usages of the Choctaw Nation to Rebecca Bell (nee Donnelly), a recognized and enrolled citizen by blood of the Choctaw Nation, whose name appears upon the 1896 Choctaw census roll, page 44, No. 1825, duly enrolled as such; that they lived together continuously in said nation, as husband and wife, until the death of said Rebecca Bell, about four years ago, and that the applicant herein is still a resident in good faith of Indian Territory and has not remarried since the death of his said wife up to and including September 25, 1902.

It is, therefore, the opinion of this Commission that King Bell should be enrolled as a citizen by intermarriage of the Choctaw Nation, under the provisions of the Acts of Congress approved June 28, 1898 (30 Stats., 495) and July 1, 1902 (32 Stats., 641), and it is so ordered.

COMMISSION TO THE FIVE CIVILIZED TRIBES,

Chairman.

COMMISSIONER.

COMMISSIONER.

Muskogee, Indian Territory,

APR 20 1903

COPY.

Choctaw D 3

Muskogee, Indian Territory, April 20, 1903.

King Bell,

Kiowa, Indian Territory.

Dear Sir:

Inclosed herewith you will find a copy of the decision of the Commission, rendered April 20, 1903, granting your application for enrollment as a citizen by intermarriage of the Choctaw Nation.

The attorneys for the Choctaw and Chickasaw Nations have been furnished a copy of this decision and have been allowed fifteen days from this date within which to file protest against the action of the Commission in enrolling you as a citizen of the Choctaw Nation. If at the expiration of that time, no protest has been filed your name will be placed upon the final rolls of the citizens of the Choctaw Nation to be submitted to the Secretary of the Interior for his approval.

Respectfully,

(SIGNED).

Tams Bixby.

Chairman.

Registered.

Enc. HMV 1

COPY. Choctaw D 3

Muskogee, Indian Territory, April 20, 1903.

Mansfield, McMurray & Cornish,

Attorneys for the Choctaw and Chickasaw Nations,

South McAlester, Indian Territory.

Gentlemen:

Inclosed herewith you will find a copy of the decision of the Commission, rendered April 20, 1903, granting the application of King Bell for enrollment as a citizen by intermarriage of the Choctaw Nation.

You are hereby advised that you will be allowed fifteen days from this date within which to file protest against the action of the commission in enrolling the applicant herein as a citizen of the Choctaw Nation. If at the expiration of that time no protest has been filed the name of the applicant will be placed upon the final rolls of the citizens of the Choctaw Nation to be submitted to the Secretary of the Interior for his approval.

Respectfully,

(SIGNED)

Tams Bixby.

Chairman.

Registered.

Enc. HMV 2

2 Marietta E. Oliver et al Granted

COMMISSION TO THE FIVE CIVILIZED TRIBES.

Tishomingo, Indian Territory, September 27th, 1898.

In the matter of the application of L. C. Oliver for citizenship as an intermarried Chickasaw.

Amos H. Hayes, being duly sworn by Commissioner T. B. Needles, testified as follows:

By Commissioner Tams Bixby:

Q What is your name? A. Amos H. Hayes.

Q Where do you live? A. Ada, Indian Territory.

Q Have you lived there for a number of years? A. Yes sir.

Q Do you know this man Oliver? A. Yes sir.

Q Do you know the woman he married? A. Yes sir.

Q You married them? A. Yes sir.

Q When? A. 1892.

Q Do you remember what month and day? A. About December. I think about the first.

Q They are separated, are they not? A. Yes sir.

Q How long did they live together? A. I do not know that.

Q Do you know what brought about the separation? A. No sir.

Q You do not know whether she left Mr. Oliver? A. No sir.

Q You do not know whether Mr. Oliver abandoned her? A. I think the woman testified she quit him of her own accord.

Q Whom did she testify that before? A. Before the Notary Public.

Q When was that she made that testimony? A. I think it was the 19th of this month.

Q Were you present? A. Yes sir, I was her interpreter.

L. C. Oliver , being duly sworn by Commissioner T. B. Needles, testified as follows:

By Commissioner Tams Bixby:

Q How long did you live with this woman? A. She left and went to her home three days after we went together. She did not say she was going to leave. She said she was going home and it was about three months that she was entending coming back to live with me.

Q She never came back? A. No sir.

Q You married again? A. Yes sir.

Q You married a Choctaw? A. Yes sir.

Q She died? A. Yes sir.

Q Then whom did you marry? A. A Chickasaw. You enrolled her at Stonewall -- Marietta Denison.

Q Are you living with her now? A. Yes sir.

Q (By Commissioner Needles) How old were you when you were married? A. I am forty-four. That was in '92 -- about '39.

Q How old was she? A. About eighteen.

Q (By Mr. Bixby) You never knew any reason why she left? A. Only what she stated.

Q What did she state? A. She stated she could not talk the English language well and did not want to live among white people.

Q Did you try to make it pleasant for her? A. I did make it as pleasant as anybody could.

Q Did you have a good home for her? A. Yes sir. I was merchandizing at the time. I gave her just everything she wanted. They are friendly with me to-day. Always been friendly with me. She said that was the only cause and made that statement before Amos Hayes.

Q She married again? A. Yes sir, married twice since then.

Q Whom did she marry? A. A man by the name of Edwards, an Indian.

Q Has not married a white man since? A. No sir, she is married to an Indian now and living with him.

(By Mr. Bixby) Final determination of this case postponed until other witnesses appear.

D. 294

Commission to the Five Civilized Tribes,

Calvin, Indian Territory.

In the enrollment of Leonard C. Oliver as intermarried Choctaw being sworn and examined by Comr McKennon he testifies:

Q What is your name? A Leonard C. Oliver.

Q What is your age? A Forty-four years old.

Q You present here a marriage license issued by a County and Probate Judge of the Chickasaw Nation to marry Mary Etta Dennis a Choctaw citizen; had you ever been married to her before?

A Yes sir

Q When? A On the 24th day of December 1897.

Q Under United States Laws? A No sir, under Chickasaw laws.

Q Then you remarried to her under this license? A Yes sir.

Q Were you never divorced from her? A No sir

Q Her name then wasn't really Dennis but Oliver when you married her this last time? A Yes sir.

Q Then this is a second marriage to comply with the intermarriage law was it? A Yes sir.

Department of the Interior,
Commission to the Five Civilized Tribes.

I hereby certify, upon my official oath as stenographer to the above named Commission, that this transcript is a true, full and correct translation of my stenographic notes.

M D Green

70294

IN RE
application of L. C. Oliver for enrollment as an intermarried citizen, Chickasaw Nation.

Testimony of applicant and witnesses.

Choctaw, D. 294.

Department of the Interior,
Commission to the Five Civilized Tribes.
Ada, I. T., November 11, 1902.

In the matter of the application for enrollment as a citizen by intermarriage of the Choctaw Nation of Leonard C. Oliver.

Leonard C. Oliver being duly sworn testifies as follows:

Examination by the Commission.

Q Your name is Leonard C. Oliver? A Yes sir.
Q What is your age? A 47.
Q What is your post office address? A Frances.
Q Is that is the Chickasaw Nation? A Yes sir.
Q How long have you lived in the Chickasaw Nation? A I have lived in the Chickasaw Nation ever since 1896.
Q Where did you live before that? A In the Choctaw Nation.
Q How long did you live in the Choctaw Nation? A I lived there 6 years.
Q Where was your home before that? A Alabama was my home.
Q You have lived in the Choctaw and Chickasaw nations for the past 12 years, the last 6 of which you were in the Chickasaw Nation? A Yes sir.
Q Are you an applicant for enrollment as an intermarried citizen of the Choctaw Nation? A I made application for enrollment as an intermarried citizen of the Chickasaw Nation.
Q Your wife is a Choctaw is she not? A I am living with my third Indian wife, and I married according to the Chickasaw law all the time.
Q Through your marriage with which one of your wives do you claim intermarried rights? A I thought the first one; she was a Chickasaw.
Q What was the name of your first wife? A Lucy Johnson.
Q Was she a recognized citizen of the Chickasaw Nation? A Yes sir.
Q When were you married to Lucy Johnson? A 2nd of December, '92.
Q Where were you living at that time? A At Allen, in the Choctaw Nation.
Q Was she a resident of the Choctaw Nation also? A She was a resident of the Chickasaw Nation.
Q Where did the marriage take place? A In the Chickasaw Nation.
Q Under what law were you married? A Under Chickasaw laws.
Q Did you procure a Chickasaw license? A Yes sir, from Amos Hays, judge of Pontotoc County.
Q How much didyou pay for thatlicense? A Fifty dollars.
Q Who performed the marriage ceremony? A Amos Hays, the judge.
Q How long did you live with Lucy Johnson? A About three months.
Q Did she die? A We were separated.
Q Were you divorced? A Yes sir.
Q Which oneof your obtained the divorce? A She obtained the divorce I suppose.
Q What were the grounds of that divorce? A I dont know that either, I never had no notice of it.
Q What was the cause of your separation? A She considered that

she couldn't talk the English language good, and didn't want to live with a person that couldn't talk her language.

Q That was not the only reason for your separation? A Yes sir, thats the only reason; I had none myself; but the main trouble I thought was I was in troublein the United States Coirt, and I thought she was embarrassed over that.

Q Was your treatment of her always the best? A Yes sir.

Q She had no reason on that ground for leaving you? A No sir, I have on file her her affidavit and her mother's both to that fact.

Q Where did she obtain the divorce? A At Tishomingo.

Q In the Chickasaw tribal court? A Yes sir.

Q What was the nameof your second wife? A Susan Scroggins.

Q When were you married to her? A 6th day of February, 1896.

Q Where was this marriage performed? A In this county.

Q Was she a recognized and enrolled citizen of the Chickasaw Nation? A No sir, of the Choctaw Nation, but a resident of the Chickasaw Nation.

Q Where were you living at the tis of your marriage to Susan Scroggins? A At Allen in the Choctaw Nation.

Q She was livigin the Chickasaw Nation? A Yes sir.

Q Under what law were you married to her? A Under Chickasaw law.

Q Did you obtain a license? A No, I was just married as an intermarried citizen of the Chickasaw tribe marrying a Choctaw residing in the Chickasaw Nation; that marriage is on record before the Commission.

Q How long did you live with Susan Scroggins? A Lacked ten days of being one year; she died.

Q You lived with her until her death? A Yes sir.

Q What is the name of your third wife? A Marietta Dennis.

Q What Nation was she a citizen of? A She was a citizen of the Choctaw Nation, until her husband died?.

Q Is she a citizen by blood of the Choctaw Nation? A Yes sir.

Q Then her rights were not dependent on her husband? A No sir, her husband was a white man.

Q You mean sheclaimed rights in the Choctaw Nation? A Yes sir. She claimed to be a citizen by blood of the Choctaw Nation? A Yes sir.

Q Have her rights ever been questioned? A No sir.

Q When were you married to Marietta Dennis? A 24th day of December, 1897.

Q Where was this marriage performed? A In Panola County, Chickasaw Nation

Q Were you a resident of the Choctaw or Chickasaw Nation at that time? A Of the Chickasaw Nation.

Q Your wife was also a resident of the Chickasaw Nation? A Yes sir.

Q Didyou procure a license for this marriage? A Just as I done before; I married under Chickasaw custom.

Q Did not procure a license? A No, I didn't have to.

Q Married by a minister of the gospel? A Yes sir, Gerge Colbert, a ministerof the gospel and clerk of Pontotoc County too; this marriage is on record with the Commission too.

Q Through your marriage to which one of your wives do you claim intermarried rights? A Under my first wife; it was legal and lawful and just, and I dont see why I cant claim it; it was all in good faith; not my cause as to the separation; I haven't married out of the Nation, and I dont see why I can't claim under

my first wife.

Q Was your first wife, Lucy Johnson, ever married before her marriage to you? A No sir.

Q Were you ever married before your marriage to her? A Yes sir, I had a white wife in Alabama; she died.

Q You have had a together four wives? A Yes sir.

Q Your white wife died before your removal to this country? A Yes sir, in Alabama.

Q Mr Oliver, you stated a moment ago that you did not obtain a tribal license to marry your last wife, Marietta Dennis, is that correct? A It is correct this far: The first time I was married to her I did not; I just married her under Chickasaw custom.

Q Did you afterward obtain a license and remarry this woman? A Yes sir, I did.

Q When did you obtain this license? A I dont believe I can give you the exact date to save my life.

Q How long after your first marriage to Marietta Dennis did you remarry her? A I can give you an idea; the Commission was sitting at McAlester, and I appeared before them and was advised to take out a license as though I was a United States citizen and remarry, and I did that and met the Commission at Caddo; that is as near as I can get to the dates; it was between them two settings.

Q From whom did you procure this license? A Simon Wolf, Judge of Pontotoc County.

Q How much did you pay for that license? A I didn't pay anything; they said I had already paid the fifty dollars and didn't need to pay it again.

Q He issued you a regular tribal license at that time? A Yes sir.

Q You were married under that license? A Yes sir.

Q Who performed that second ceremony? A George Colbert, Clerk of Pontotoc County, Chickasaw Nation.

Q At the time of this marriage to Marietta Dennis were you a bona fide resident of the Chickasaw Nation? A I was considered so.

Q Well, were you? Where was your home at that time? A O, yes, I was a bona fide resident of the Chickasaw Nation.

Q Was she a bona fide resident of the Chickasaw Nation? A Yes sir.

Q Since your marriage to her have you been living together continuously as husband and wife? A Yes sir.

Q There has been no separation, abandonment or divorce?. A No sir.

Q You are at present living together as bona fide residents of the Chickasaw Nation? A Yes sir.

W. H. Martin being duly sworn on oath states that as stenographer to the Commission to the Five Civilized Tribes he recorded in full the above proceedings at Ada, I. T., on the 11th day of November, 1902, and that the within and foregoing is a full true and correct transcript of his stenographic notes in thesame.

W H Martin

Subscribed and sworn to before me this 15 day of November, 1902.

Charles Hetherington

Notary Public.

Department of the Interior.
Commission to the Five Civilized Tribes.
Muskogee, Indian Territory, April 8, 1902.

In the matter of the application of Leonard C. Oliver for enrollment as a citizen by intermarriage of the Choctaw Nation.	D-294.

On the 28th day of February, 1902, the applicant was notified by registered mail, and on the 6th day of March, 1902, the attorneys for the Choctaw and Chickasaw Nations were notifiedby registered mail that the application of Leonard C. Oliver for enrollment as a citizen of the Choctaw Nation would be taken up by the Commission to the Five Civilized Tribes at its office in Muskogee, Indian Territory, on the 8th day of April, 1902, for final consideration.

Now on this 8th day of April, 1902, this cause coming on to be heard pursuand to said notice, the Choctaw Nation failed to appear, and the applicant appears by his attorney, J. S. Heard, and submits his case upon the evidence and record on file. Fifteen days from this date is allowed the applicant in which to file brief in his case.

Hal Belford, being first duly sworn, upon his oath states that as stenographer to the Commission to the Five Civilized Tribes he reported in full all the proceedings in the above entitled cause on the 8th day of April, 1902, and that the above and foregoing is a full, true and correct transcript of his stenographic notes in said cause on the said day of April, 1902.

Hal Belford

Subscribed and sworn to before me this 10" day of April, 1902.

Notary Public.

7-D-294
LGD

DEPARTMENT OF THE INTERIOR,
COMMISSION TO THE FIVE CIVILIZED TRIBES.

In the matter of the application for the enrollment of Leonard C. Oliver as a citizen by intermarriage of the Choctaw Nation.

- D E C I S I O N -

It appears from the record in this case that Leonard C. Oliver appeared before the Commission at Tishomingo, Indian Territory, September 27, 1898, and made personal application for enrollment as a citizen by intermarriage of the Chickasaw Nation. Further proceedings were had in the matter of this application at Calvin, Indian Territory, August 7, 1899, when the applicant herein again appeared and presented evidence of his marriage to Marietta E. Dennis, a citizen of the Choctaw Nation, whereupon he was listed for enrollment as a citizen by intermarriage of the Choctaw Nation. Further proceedings were had in the matter of this application at Ada, Indian Territory, November 11, 1902.

The evidence in this case further shows that the applicant herein was on December 1, 1892, married in the Chickasaw Nation to Lucy Johnson, a recognized citizen by blood of the Chickasaw Nation, with whom he lived a few days when the said Chickasaw wife abandoned him and a few months later obtained a divorce from him; that subsequently the applicant herein was, on February 6, 1896, married in the Chickasaw Nation to Susan Scroggins, a citizen by blood of the Choctaw Nation, with whom he lived until her death in January, 1897.

It further appears from the record herein that the said Leonard C. Oliver, on May 9, 1899, was married in accordance with the laws, customs and usages of the Chickasaw Nation to Marietta E. Oliver (formerly Dennis), a recognized and enrolled citizen by blood of the Choctaw Nation, whose name appears as No. 4 upon the lists prepared by this Commission under the Act of Congress approved July 1, 1902 (32 Stats., 641) of persons entitled to enrollment as citizens by blood of the Choctaw Nation and approved by the Secretary of the Interior on December 12, 1902; that at the time of said marriage both persons above mentioned were residents in good faith of the Chickasaw Nation and that they have lived together continuously in said nation as husband and wife from the date of said marriage up to and including September 25, 1902.

It is, therefore, the opinion of this Commission that Leonard C. Oliver should be enrolled as a citizen by intermarriage of the

Leonard C. Oliver-2

Choctaw Nation under the provisions of the Acts of Congress approved June 28, 1898 (30 Stats., 495) and July 1, 1902 (32 Stats., 641), and it is so ordered.

COMMISSION TO THE FIVE CIVILIZED TRIBES,

Acting Chairman.

Commissioner.

COMMISSIONER.

Commissioner.

Muskogee, Indian Territory,

MAR 15 1904

Department of the Interior.
Commission to the Five Civilized Tribes.
Muskogee, Indian Territory, April 8, 1902.

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Hal Belford, being first duly sworn, upon his oath states that as stenographer to the Commission to the Five Civilized Tribes he reported in full all the proceedings in the above entitled cause on the 8th day of April, 1902, and that the above and foregoing is a full, true and correct transcript of his stenographic notes in said cause on the said day of April, 1902.

Hal Belford

Subscribed and sworn to before me this 10 day of April, 1902.

Notary Public.

CHOCTAW. 20 INDEXED

IN RE

Application for Enrollment of

INFANT CHILD

William Roosevelt Oliver.

as a citizen of the

[illegible] *Nation.*

Approved MAY 31 1902 *190*

[signature] *Commissioner.*

DEPARTMENT OF THE INTERIOR,
COMMISSION TO THE FIVE CIVILIZED TRIBES.
FILED
MAY 31 1902

[signature] ACTING CHAIRMAN.

OCTAW

2

BIRTH AFFIDAVIT. 20

DEPARTMENT OF THE INTERIOR,

COMMISSION TO THE FIVE CIVILIZED TRIBES.

IN RE APPLICATION FOR ENROLLMENT, as a citizen of the Chocktaw Nation, of William Roosevelt Oliver (Here insert name of child.) born on the 20 day of May, 1902.

Name of Father: L. C. Oliver, intermarried a citizen of the Chickasaw Nation.

Name of Mother: Mary Etta Oliver, a citizen of the Chocktaw Nation.

Post-Office: Newton I. T.

AFFIDAVIT OF MOTHER.

UNITED STATES OF AMERICA,
INDIAN TERRITORY,
Southern District.

I, Mary Etta Oliver, on oath state that I am twenty four years of age and a citizen, by blood, of the Chocktaw Nation; that I am the lawful wife of L. C. Oliver, who is a citizen, by intermarriage of the Chickasaw Nation, that a male (Male or female.) child was born to me on the 20 day of May 1902; that said child has been named William Roosevelt Oliver, and is now living.

Mary Etta Oliver

WITNESSES TO MARK:

(Must be Two Witnesses.)

Subscribed and sworn to before me this 26 day of May 1902

my Com Exp
Jan 20 1906

J. H. Hemmer
Notary Public.

AFFIDAVIT OF ATTENDING PHYSICIAN, OR MIDWIFE.

UNITED STATES OF AMERICA,
INDIAN TERRITORY,
Southern District.

I, Dr D C Brady physician, on oath state that I attended on Mrs. M. E. Oliver, wife of L. C. Oliver, on the 20 day of May, 1902; that there was born to her on said date a male (Male or female.) child; that said child is now living and is said to have been named William Roosevelt Oliver

Dr D. C Brady

WITNESSES TO MARK:

(Must be Two Witnesses.)

Subscribed and sworn to before me this 26 day of May 1902

my Com
Exp Jan 20 1906

J. H. Hemmer
Notary Public.

IN RE

Application for Enrollment of

INFANT CHILD

Reita Maud Oliver

as a citizen of the

Choctaw Nation.

Approved, MAY 24 1900 190

[illegible]

Commissioner.

FILED
MAY 14 1900
COMMISSION TO FIVE TRIBES.

Department of the Interior,

COMMISSION TO THE FIVE CIVILIZED TRIBES.

IN RE Application for Enrollment; as a citizen of the Chocktaw Nation,
of Reita Maud Cline (Here insert name of child.) born on the 16 day of april, 1900
Name of Father: L C. Cline intermarried, a citizen of the Chickasaw Nation.
Name of Mother: Mary Etta Cline, a citizen of the Chocktaw Nation.
Postoffice, Newton I. T.

AFFIDAVIT OF MOTHER.

UNITED STATES OF AMERICA, }
INDIAN TERRITORY. }
Southern District. }

I, Mary Etta Cline, on oath state that I am 22
years of age and a citizen, by blood, of the Chocktaw Nation;
that I am the lawful wife of L C. Cline, who is a citizen, by
intermarriage, of the Chicksaw Nation; that a female (male or female) child was
born to me on the 16 day of april, 1900; that said child has been
named Reita Maud Cline, and is now living.

WITNESSES TO MARK:

(Must be Two Witnesses) }

Mary Etta Cline

Subscribed and sworn to before me this 07th *day of* May, 1900

J. T. McMahan
NOTARY PUBLIC.

AFFIDAVIT OF ATTENDING PHYSICIAN, OR MIDWIFE.

UNITED STATES OF AMERICA, }
INDIAN TERRITORY. }
Southern District. }

I, Mrs R. A Brady, a Midwife, on oath state that I
attended on Mrs. M. E Cline, wife of L C. Cline,
on the 16 day of April, 1900, that there was born to her on
said date a female (male or female) child; that said child is now living and is said to have been
named Reita Maud Cline

WITNESSES TO MARK:

Mrs R. A. Brady

(Must be Two Witnesses) }

Subscribed and sworn to before me this 10th *day of* May, 1900
by witness

J. T. McMahan
NOTARY PUBLIC.

DEPARTMENT OF THE INTERIOR TO THE COMMISSION TO THE FIVE CIVILIZED TRIBES. CHICKASAW ENROLLING OFFICE.

IN THE MATTER OF, L. C. Oliver, applying for enrollment as a citizen of the Chickasaw Nation.	BRIEF OF APPLICANT FOR ENROLLMENT.

STATEMENT OF CASE.

-----o-----o---------

If the Commission please the contention on the part of the Nation's attorneys is that the first wife of the Applicant left him because, L. C. Oliver, the applicant, did not treat her right; this contention is not and are not the facts and is simply baseless and without a single scintilla of testimony to support it. Her proof shows that Mr. Oliver treated her well and the testimony of his first wife and that of her mother corobarate each other as to the cause of her leaving her husband; she states and so does her mother that he treated her well and that the reason his wife left him was because she could not talk english. Upon the examination of the record, not a fact, not a circumstances and not an intimation is shown tending to prove that Mr. Oliver did not treat his wife well and was not kind to her during the brief time that they lived together, but how ever, that may be there is no cause here existing and none can be shown by the Nation's attorneys, why this man should not be enrolled as a Chickasaw inter-married citizen. I affirm without the fear of ~~contradictory~~ successful contradiction, that not a line of law, not a spark of testimony can be shown from the testimony, or record why Mr. Oliver should not be enrolled under the laws and treaties existing in the Chickasaw Nation. There is no allegation and no intimation presented by the Nation's attorneys that comes with the inhibition of the inter-married law, because his subsequent marriages were in accordance with the laws of the Chickasaw tribe of laws and he did not re-marry a non-citizen; therefore, upon what ground, if the Commission please, will you refuse to enroll him as a Chickasaw citizen. He does not ask to be enrolled as a Choctaw citizen because one of his wife's was a

Choctaw. His license and the records of his enrollment show that he is ~~entitled~~ entitled to be enrolled as a Chickasaw inter-married citizen. We affirm that no instance can be shown in all of the rulings of the Commission adverse to the claim of this applicant for enrollment. He married as the testimony of Amos Hayes shows according to the laws of the Chickasaw Nation, he has never re-married a non-citizen and the records discloses that he was recognized by the tribunal authorities of the Chickasaw Nation as an inter-married citizen, was on the rolls, has exercised all the rights and privileges of a Chickasaw inter-married citizen; has held lands and now holds them under the laws of said Tribe of Indians. If the Commission please upon what ground will you refuse to enroll Mr. Oliver, does the testimony disclose that he ~~ever~~ married a non-citizen? It does not, then, he cannot come under the inter-married law of 1890. Does the testimony show that he abandoned his wife? It does not, then it cannot be assumed or contended by the Nation's attorneys, that he married her just for a right, when her own testimony and that of her mother shows why she left him. We ask the Nation's attorneys to point out one single scentilla of testimony adverse to the claim of this applicant, the record shows that it cannot be done. We ask then, and we respectfully submit that Mr. Oliver should be enrolled as an inter-married Chickasaw Indian; that his case has been long pending and that the Nation's attorneys have had ample time to get up testimony adverse to Mr. Oliver's claim, they have not done so and they cannot do so, the records in this case is conclusive, it shows affirmatively that Mr. Oliver should be enrolled as an inter-married Chickasaw Indian and we respectfully ask that it be done.

S Keeler

Atty for Applicant

No. 294

L C Oliver

Chickasaw
Nation

DEPARTMENT OF THE INTERIOR,
COMMISSION TO THE FIVE CIVILIZED TRIBES.
FILED
APR 16 1902

Acting Chairman.

Plaintiff's Attorney

Defendant's Attorney

United States of America
Chickasaw Nation 2nd Ter
Lucy Johnson being duly sworn
according to Law testifies in re-
lation to the separation of Lucy
from her former husband L.C.
Olive as follows to wit
My name is Lucy Johnson
I am 21 years old My Post
Office is Allen 2nd Ter I marr-
ied L.C. Olive on the 1st day
of Dec 1892 I went to live with
him at his home near Allen
I only lived with him a few
days, I Came home of my own
accord because I did not want
to live with him I could not
talk English and I just left
him. On my Own accord and
Came home with my mother, it
is not true that Mr Olive made
me leave I just left him bec-
ause I wanted to and be Cause
I could not talk English and
I did not like to stay away from
home

Witness
Thompson Johnson

her
Lucy × Johnson
mark

Sworn to and subscribed before

me this 19th day of Sept 1898
F S Allison
Notary Public
Son Dist Ind Ter

Amos H Hays being duly sworn as interpreter says that the above and foregoing statement was voluntarily made by Lucy Johnson and reduced to writing in her presents and that she was duly sworn through him as Interpreter and that the above Affidavit was read as written by him to her in the Checkasaw language and that she said same was true

A. H. Hays

Sworn to and subscribed before me this 19th day of Sept 1898
F S Allison
Notary Public
Son Dist Ind Ter

United States of America
Cherokee Nation Ind Ter
Sam Dist U.S. Court in Ind Ter
Nancy Johnson of the lawful age
sworn according to law that
the evidence she should give
in regard to the separation of
her daughter Lucy from her
former husband L.C. Allen
Ind Ter tofits as follows,
My name is Nancy Johnson
I am forty years old. My
Post Office is Allen Ind Ter
Lucy Johnson is My Daughter
She married L.C. Allen on
or about the 1st day of Dec 1897
according to the Cherokee Laws
I sent to Allen in a few days
after they were married and my
Daughter Came home with me
Mr Allen did not have anything
to do with her leaving She Voluntarily left him just because
she said she wanted to Come
home She could not talk English
and did not want to stay with
white people I am sure she
left of her own accord

witness
~~[illegible]~~ A.H. Hayes

the men would go to him
with him again

Nancy her x mark Johnson

Sworn to and subscribed
before me this 19th day of
Sept 1898

F. S. Allison
Notary Public
Southern Dist Ind
Ter

This to certifie that I have I have this day solemnized the right of Matrimony between L. C. Oliver and Lucy Johnson This the first day of Dec 1878.

C. R Perry
County and Probate Clerk of
Pontotoc County C. N.

I Sam Imotichey do certify the above and foregoing is a true and correct Copy of the record of marriage of L C Oliver - Miss Lucy Johnson as the same appears of record in Book A marriage Records of Pontotoc County C. N.

Given under my hand and seal of office this the 21st day of Sept. 1878.

Sam Imotichey
Co Clerk
Pontotoc
C N

Witnesses
Set 30th day of
Sept 98. @ 10
o'clock
Nancy Johnston
and Lucy
Shields

DEPARTMENT OF THE INTERIOR,
MISSION OF THE FIVE CIVILIZED TRIBES.
FILED
OCT 13 1900

[signature] ACTING CHAIRMAN

Pontotoc County Chickasaw
Nation.
This is to certify, that I
have this day united in
the bonds of Matrimony Mr.
L. L. Oliver and Miss Susan
Scroggins, resident citizens
of the County of Pontotoc Chick-
asaw Nation agreeable to the
laws of the Chickasaw Nation
Billy Perry County
Probate Judge Pontotoc Co. C. N.
Recorded Feb 20th 1896
George Colbert Co Probate Clk

I Sam Imotichey do
certify that the above and foregoing
is a true and correct copy of the
certificate of Marriage of L. L. Oliver
and Susan Scroggins as appears of
record in Book B. of Marriage
Records of Pontotoc Co. C. N.
Given under my hand
and seal of office this
the 21st day of Sept 1898.
Sam Imotichey
Co Clerk
Pontotoc County
C. N.

Pontotoc County, Chickasaw Nation
This is to certify that Mr. L. C. Olgin a citizen of Pontotoc County Chickasaw Nation and Mrs. Mary Etta Dennis a citizen of Blue County Choctaw Nation were united in holy matrimony by me, on this the 9th day Dec. A. D. 1897.

George Colbert
Minister of the Gospel

The above marriage certificate recorded on the 24th day of Dec. 1897

Witness to the above George Colbert
marriage Theodore Morris County Clk.
T. M. Harris

I Sam Imotichey do certify that the above and foregoing is a true and correct copy of the certificate of marriage of L. C. Olgin and Mrs. Mary Etta Dennis as the same appears of record in Book C of Marriage Records of Pontotoc County Chickasaw Nation. Given under my hand and seal of office this Sept 9th 1898 Sam Imotichey
Co & Probate Clerk Pontotoc Co C N

7824

Recorded in the old marriage record at page 18 This the 20th day of Feb. 1896.

George Colbert
C.C. & Probate
Clerk of Pontotoc
County
O. N.

DEPARTMENT OF THE INTERIOR,
COMMISSION TO THE FIVE CIVILIZED TRIBES.
FILED
OCT 13 1900

ACTING CHAIRMAN.

Pontotoc County Chickasaw Natioun
this is to certify
that I have this day united in the
bonds of matrimony Mr [illegible]
and Miss [illegible]
a resident Citizen of the county
of Pontotoc Chickasaw Natioun
agreeable to the laws of the
Chickasaw Natioun

[illegible] ~~Pol~~ Perry.
[illegible]
[illegible]

7 0294

DEPARTMENT OF THE INTERIOR,
COMMISSION TO THE FIVE CIVILIZED TRIBES.
FILED
OCT 13 1900

ACTING CHAIRMAN

OFFICE OF

GEO. COLBERT, Clerk,

PONTOTOC COUNTY, CHICKASAW NATION.

Ada, Ind. Ter., ... 189

This is to certify that Mr. L. C. Orliver a citizen of Pontotoc Co. & Mrs Mary Etta Dennis a citizen of Blue Co Chocktaw Nation were united in holy matrimony by me on this the 24th day of Dec. A. D 1897

George Colbert
Minister of the gospel

Recorded in the county clks office this the 24th day of Dec. 1897.

George C[illegible]
Co. Clk

Mrs Rhoda Morris
T M Kennedy

Ind. T.

This is to certify that Mr. C. Clem A, U.S. citizen & Miss Mary Etta Dennis a Chickasaw citizen by blood were by me duly married according to the existing laws of the Chickasaw Nation this the 9th day of May 1899.

My credentials are recorded in the Clks office of the U.S. at Ardmore I.T. Book "A." George Gilbert

Witness } Minister of the gospel

T. H. Redwine,

11

[illegible] Pontotoc
by authority in me vested by
Law I Simmons Wolf County
and Probate Judge Chickasaw
Nation do this issue Marriage
Licenses to F. C. Olive a N. S
citizen to Marry Mary Etta Jennie
a Chickasaw Citizen by Blood

This is the April 24 1899
Simon Wolf
County & Probate Judge

I hereby certify that the foregoing
marriage license & marriage certificate
are recorded in marriage record book
C page 64 this the 7th day of
July A.D. 1899
Sam Sentlichey Clerk
Pontotoc County C.S.C

MEMORANDA.

(Date) Aug 7 1899.

Name

Choctaw? County Year No.

Chickasaw? County Year Page

Citizen by blood? Mother's citizenship

Intermarried citizen?

Married under what law?

License filed this day,

Wife's name,

Choctaw? County Year No.

Chickasaw? County Year Page

Citizen by blood? Mother's citizenship

Intermarried citizen?

Married under what law?

License filed this day

Names of children:

County Year Page No.

County Year Page No.

County Year Page No.

County Year Page No.

County Year Page No.

County Year Page No.

County Year Page No.

County Year Page No.

County Year Page No.

County Year Page No.

D 294

DEPARTMENT OF THE INTERIOR,
COMMISSION TO THE FIVE CIVILIZED TRIBES.
FILED

1903

, CHAIRMAN.

THE CHICKASAW NATION

November term of the District Court

of the

Chickasaw Nation.

District Court Room, Novbr 15 1893.

By virtue of the authority in me vested by law- I B.F. Kemp District Judge C N in accordance with the verdict of the Petit Jury trying the Divorce Suit of Mrs Lucy Oliver vs Oliver do Grant unto Mrs Lucy Oliver a divorce from her husband Oliver - Given under my hand and Seal of the District Court this 15 1893.

(Seal) Ben Kemp.
Dist Judge C N.

Attes
Amos Colbert.

Mamie Taylor on her oath as stenographer to the Commission to the Five Civilized Tribes, states that the above and foregoing is a full, true and correct copy of the original divorce proceedings between Mrs Lucy Oliver and her husband Oliver, offered for filing with the records of said Commission. Mamie Taylor

Subscribed and sworn to before me this18th day of May, 1903.

Charles N. Sawyer
Notary Public.

Muskogee, Indian Territory, September 7, 1900.

Leonard C. Oliver,

Newton, Indian Territory.

Dear Sir:

The Commission is in receipt of your two letters, one without date and another of the 2nd instant, in the matter of the protest filed by the Choctaw Nation as to your enrollment as a citizen of that Nation.

The Commission cannot now undertake to go into the merits of these cases but has simply notified the applicants whose rights are questioned that a protest has been filed by the Choctaw Nation and that an opportunity will be given them to appear in person for further testimony at Atoka, Indian Territory, commencing December 3rd, 1900 and also that the Commission will accept and consider written arguments or briefs submitted on behalf of either the applicants or the Choctaw Nation.

The Commission has only thus far been informed by the Choctaw Nation through its attorneys, that they have filed a protest to certain parties whose rights to enrollment have been protested but has required of such attorneys to serve, prior to October 31st/ 1900, notice on those protested applicants, stating therein the grounds upon which their enrollment is protested.

The Commission after its session in Atoka, Indian Territory will dispose of the cases of these protested applicants.

Yours truly,

In reply please refer to T-D-294

Acting Chairman.

Muskogee, Indian Territory, October 17, 1900.

Leonard C. Oliver,

Newton, Indian Territory.

Dear Sir:

The Commission is in receipt of your letter of the 2nd instant acknowledging receipt of the Commission's letter of the 18th of September in the matter of the protest filed by the representatives of the Choctaw Nation to your enrollment as a citizen of the Choctaw Nation.

You state in your letter that you do not claim as a citizen of the Choctaw Nation but as a citizen of the Chickasaw Nation and that you believe you have every right to be enrolled as a citizen of that Nation.

You enclose in your letter certain papers which you desire to have filed withthe Commission in the matter of your enrollment. The same have been accepted and filed with the records of this Commission and will receive consideration in the disposition of your application for enrollment as a intermarried citizen of the Choctaw nation.

Since the Commission wrote you on September 18th, 1900 that it was in possession of a sufficient statement of facts upon which to base a decision in your case, it has developed that there are certain facts which were not brought to the attention of the Commission when you appeared as an applicant on August 7th, 1899 and before your case can be finally disposed of it will be necessary

L. C. B.—

for you to appear before the Commission and give further testimony as to your marriage to citizen of the Choctaw Nation. The Commission will hear you with such witnesses as you may desire to bring at the session of the Commission at Atoka, Indian Territory beginning December 3rd, 1900.

Yours truly,

Acting Chairman.

T-D-224

Muskogee, Indian Territory, October 27, 1900.

Leonard C. Oliver,

Newton, Indian Territory.

Dear Sir:

The Commission is in receipt of your letter of the 22nd instant relative to the protest filed to your enrollment as an intermarried citizen of the Choctaw Nation by the representatives of that Nation.

You are informed that the Commission cannot at this time go into the merits of the cases in which the Choctaw Nation has filed this protest.

The Commission has, however, required of the representatives of the Choctaw Nation that they prior to October 31st, 1900, serve notice upon such applicants whose rights they have protested, stating fully therein the grounds upon which objection is made to their enrollment.

You will undoubtedly be furnished with such notice within the near future and can then determine whether it will be necessary for you to furnish additional evidence in the matter of your enrollment as an intermarried citizen of the Choctaw Nation at the session of the Commission at Atoka, December next.

Yours truly,

7-D-294

Acting Chairman.

Muskogee, Indian Territory, October 20, 1903.

The Honorable,

The Secretary of the Interior,

Sir:

Receipt is hereby acknowledged of Departmental letter of October 12, (I.T.D. 7200-1903) with which was inclosed a report of the Commissioner of Indian Affairs of October 8, (Land 61655-1903) transmitting to the Department a letter of L. C. Oliver of Francis, Indian Territory, of September 23, 1903. Mr. Oliver in his letter asks for a decision as to whether a white man who marries an Indian woman according to the tribal laws and his wife dies or is separated from him and he marries another Indian woman by blood under said laws must take out a license and marry over as though he was a United States citizen marrying an Indian before he can be enrolled. Also if a man claims a certain tract of land as his prospective allotment and makes lease contract with white men and markets all the valuable timber on that land for railroad ties and cord wood whether the Commission should not require him to file on those lands.

The Commissioner of Indian Affairs recommends that the letter of Mr. Oliver be referred to the Commission for a statement with reference to both matters contained therein. Concurring in the recommendation of the Commissioner of Indian Affairs, the Department,

on October 12, 1903, transmitted such letter for report and recommendation.

The letter of Mr. L. C. Oliver is returned herewith and the Commission desires to report that inasmuch as the questions presented therein are purely hypothetical it is not deemed advisable to express any opinion upon the general propositions therein submitted.

As to the rights of Leonard C. Oliver, the Commission has to report that he is an applicant for enrollment as a citizen by intermarriage of the Choctaw Nation, the evidence in his case showing that he is a white man and was first married in the Chickasaw Nation to a recognized citizen by blood of that tribe; that he lived with her only a few days when his Chickasaw wife abandoned him and a few months later obtained a divorce from him; that he subsequently was married, in the Chickasaw nation, to a citizen by blood of the Choctaw Nation, and that subsequent to the death of his second wife he again married a citizen by blood of the Choctaw Nation.

We have further to report that Mr. Oliver has never been advised that the Commission required anything further from him than the evidence of his several marriages and we have never expressed any opinion relative to the probability of his final enrollment. This case is now receiving the consideration of the Commission and a decision has been prepared which, when concurred in by the members of the Commission, will be made public. A copy of such decision will be furnished Mr. Oliver and in the event that our action is unfavorable to his application the record will be transmitted for the review

of the Department.

As to the other proposition presented in Mr. Oliver's letter, we have no knowledge of any such procedure as suggested therein and if persons are, as he alleges, illegally procuring timber from unallotted land in the Chickasaw Nation, it would, seemingly, be a matter that does not come within the jurisdiction of this Commission but under the office of the United States Indian Inspector for Indian Territory.

We have, therefore, in conclusion to recommend that Mr. Oliver be informed that a decision relative to his application for enrollment as an intermarried citizen of the Choctaw Nation will be rendered in the near future, a copy of which decision will be mailed to him, and that in so far as his letter pertains to alleged illegal procuring of timber in the Chickasaw nation that the matter be referred to the proper authorities.

Respectfully,

Commissioner.

Commissioner.

Through the Commissioner of Indian Affairs.

Commissioner.

AB 1-20

Center Ind Ter Sept 24th 1898

Hon A. S. McKenon

Tishomingo Ind Ter

Dear Sir:

Will you kindly investigate Mr Olmeros Papers with reference to his Citizenship Mr Olmer was first married to a Checkasaw woman she lived with him but a few days and according to her own statement left him he then married a Choctaw woman according to the Indian Custom, she died and again he married a Checkasaw woman, I can see no reason why he should not be enrolled as he has not married out according to the Indian laws as their law does not prohibit one from marrying another Indian.

Hoping you will consider this case carefully I beg to remain

Yours very Truly
H. West

Muskogee, Indian Territory, September 18, 1900.

Leonard C. Oliver,

Newton, Indian Territory.

Dear Sir:-

Since notifying you on August 18, 1900, of the protest filed by the Choctaw Nation to your enrollment as a citizen of the Choctaw Nation, the Commission has been furnished by the Nation with the grounds upon which objection is made to your enrollment. The question raised is to your right to enrollment under your second marriage.

The Commission is in possession of a sufficient statement of facts upon which a decision may be rendered and in your case it will not be necessary for you to appear at the appointment at Atoka beginning December 3rd, 1900.

The Commission will accept and consider any written arguments on questions of law submitted on behalf of the Choctaw Nation at any time prior to February 1st, 1901, and on your behalf at any time prior to March 1st, 1901.

As soon thereafter as practicable the Commission will consider and finally determine your right to enrollment and the decision of the Commission, stating fully its reasons for any action that may be taken, will be mailed to you.

Yours truly,

Acting Chairman.

7-B-226

Muscogee, Indian Territory,

August 18th, 1900.

Leonard C. Oliver,

Newton, Indian Territory,

Dear Sir:

You are hereby notified that the Choctaw Nation, through its attorneys, Messrs McKennon, Mansfield, McMurray, & Cornish, has filed with this Commission a notice of protest to your enrollment as a citizen of the Choctaw Nation.

The Commission, commencing December 3rd, 1900, will hold a session at Atoka, Indian Territory. At that time both you and the Choctaw Nation will be permitted to offer additional testimony and written arguments in this case, and this hearing will be final.

Yours truly,

Acting Chairman.

7-D-294.

Choctaw D-294.

Muskogee, Indian Territory, February 28, 1902.

Leonard C. Oliver,

Newton, Indian Territory.

You are hereby notified that your application for enrollment as a citizen of the Choctaw Nation will be taken up by the Commission to the Five Civilized Tribes for final consideration at its office in Muskogee, Indian Territory, on the 8th day of April, 1902.

On said date you may if you desire, appear before the Commission in person or by attorney, when an opportunity will be given you to introduce any additional testimony affecting said application.

You are further notified that the representatives of the Choctaw Nation will also at the same time be afforded an opportunity to introduce testimony affecting your right to enrollment, but said representatives will be required to notify you of their intention to introduce such testimony before they will be permitted to do so.

The Commission to the Five Civilized Tribes.

T. B. Needles.

Commissioner in Charge.

Register.

Muskogee, Indian Territory, December 4, 1902.

Mr. L. C. Dilsey,

Newton, Indian Territory.

Dear Sir:

The Commission is in receipt of your letter of the 30th of November, relative to the protest filed by the representatives of the Choctaw nation to your enrollment as an intermarried citizen of that Nation.

The information contained in your letter has been made a matter of record with the Commission.

Yours truly,

Acting Chairman.

T-D-594

7-D-294

REV.

Muskogee, Indian Territory, March 29, 1904.

Leonard C. Oliver,

Francis, Indian Territory.

Dear Sir:

Inclosed herewith you will find a copy of the decision of the Commission to the Five Civilized Tribes, rendered March 15, 1904, granting your application for enrollment as a citizen by intermarriage of the Choctaw Nation.

The attorneys for the Choctaw and Chickasaw Nations have been furnished a copy of said decision and have been allowed fifteen days from the date of this notice in which to file protest against the action of the Commission in enrolling you as a citizen of the Choctaw Nation. If at the expiration of that time no protest has been filed, your name will be placed upon the final rolls of the citizens of the Choctaw Nation to be submitted to the Secretary of the Interior for his approval.

Respectfully,

(SIGNED)

T. B. Needles

Commissioner in Charge.

Registered
Enc Choctaw D-294

Choctaw D-294

COPY.

Muskogee, Indian Territory, March 29, 1904.

Mansfield, McMurray & Cornish,

Attorneys for the Choctaw and Chickasaw Nations,

South McAlester, Indian Territory.

Gentlemen:

Inclosed herewith you will find a copy of the decision of the Commission, rendered March 15, 1904, granting the application of Leonard C. Oliver for enrollment as a citizen by intermarriage of the Choctaw Nation.

You are hereby advised that you will be allowed fifteen days from the date of this notice in which to file protest against the action of the Commission in enrolling said Leonard C. Oliver as a citizen of the Choctaw Nation. If at the expiration of that time no protest has been filed, his name will be placed upon the final rolls of the citizens of the Choctaw Nation to be submitted to the Secretary of the Interior for his approval.

Respectfully,

(SIGNED)

T. B. Needles.

Commissioner in Charge.

Registered
Enc Choctaw D-294

Choctaw 2

Muskogee, Indian Territory, March 30, 1905.

L. C. Oliver,

Francis, Indian Territory,

Dear Sir:

Receipt is hereby acknowledged of your letter of March 24, transmitting the affidavits of Mary Etta Oliver and J. W. Padberg to the birth of Lena Oliver, daughter of Leonard C. and Marietta E. Oliver, March 3, 1904, and the same have been filed with our records as an application for the enrollment of said child.

Respectfully,

Chairman.

7-2

Muskogee, Indian Territory, May 9, 1906.

Maryetta E. Oliver,

Francis, Indian Territory,

Dear Madam:

Receipt is hereby acknowledged of the affidavits of Mary Etta E. Oliver and J. W. Padbery M. D. to the birth of Agnes Blanch Oliver, child of L. C. and Marietta Oliver, November 19, 1905, and the same have been filed with the records of this office as an application for the enrollment of said child.

Respectfully,

Acting Commissioner.

7-S-294

COPY.

Muskogee, Indian Territory, September 4, 1906.

Commissioner of Indian Affairs,

Washington, D. C.

Sir:

The Indian Office under date of June 4, 1906, referred to this office for appropriate disposition a number of communications of L. C. Oliver, of Francis, Indian Territory, enclosing letters of the Commission to the Five Civilized Tribes in reference to his application for enrollment as a citizen of the Choctaw or Chickasaw Nation.

These letters seem to be in the nature of a complaint to the Department of the action of the Commission to the Five Civilized Tribes in reference to the enrollment of Mr. Oliver.

I have the honor to report that the Commission to the Five Civilized Tribes on March 15, 1904, rendered a decision granting the application for the enrollment of Leonard C. Oliver as a citizen by intermarriage of the Choctaw Nation.

No protest having been filed by the attorneys for the Choctaw and Chickasaw Nations to the enrollment of Mr. Oliver, his name was included upon a schedule of citizens by intermarriage of the Choctaw Nation submitted for Departmental approval, opposite No. 805, which schedule was approved by the Secretary of the Interior May 21, 1904.

Apparently the relief sought by Mr. Oliver has long since been granted, and the papers transmitted by the Indian Office are returned herewith for proper disposition.

Respectfully,

SIGNED Wm. O. Beall.

Enc. - DeB 1/4

Acting Commissioner.

DEPARTMENT OF THE INTERIOR,
WASHINGTON.

J.J.Jr.

I.T.D. 18904-1906.
D. C. 45386

FHE

J.P.

October 10, 1906.

Commissioner to the Five Civilized Tribes,

Muskogee, Indian Territory.

Sir:

On September 26, 1906 (Land 77953), the Indian Office transmitted your report dated September 4, 1906, relative to a number of communications from L. C. Oliver, of Frances, Indian Territory, in regard to his application for enrolment as a citizen of the Choctaw (or Chickasaw) Nation.

In view of the fact that the name of L. C. Oliver appears opposite number 805 upon the schedule of citizens by intermarriage of the Choctaw Nation approved by the Department on May 21, 1904, there appears to be no necessity for further action, and Mr. Oliver has been so advised.

Respectfully,

Jesse E. Wilson,

Assistant Secretary.

Through the Commissioner
of Indian Affairs.

Choctaw Nation

IN RE

Application for Enrollment of

INFANT CHILD.

[illegible]

As a citizen of the

CHOCTAW Nation.

Approved July 18 1900

Commissioner.

2

Department of the Interior,

COMMISSION TO THE FIVE CIVILIZED TRIBES.

IN RE Application for Enrollment, as a citizen of the Choctaw Nation,

of Thomas Jefferson Cline, born on the 24 day of Feb., 1899.

Name of father: Leonard C. Cline, intermarried, a citizen of the Chickasaw Nation.

Name of mother Mary Etta Cline, a citizen of the Choctaw Nation.

Post Office: Newton I.T.

AFFIDAVIT OF MOTHER.

UNITED STATES OF AMERICA,
INDIAN TERRITORY,
Southern District.

I, Mary Etta Cline, on oath, state that I am 21 years of age and a citizen, by blood, of the Choctaw Nation; that I am the lawful wife of L. C. Cline who is a citizen, by intermarriage, of the Chickasaw Nation; that a male child was born to me on the 24 day of Feb, 1899; that said child has been named Thomas Jefferson Cline and is now living.

Mrs. E. Cline

Subscribed and sworn to before me this 8 day of August, 1899.

W. J. Cleveland

Notary Public.

AFFIDAVIT OF ATTENDING PHYSICIAN, OR MIDWIFE.

UNITED STATES OF AMERICA,
INDIAN TERRITORY,
Southern District.

I, Mrs. Nancy Price, a Midwife, on oath, state that I attended on Mrs. Mary E. Cline, wife of L. C. Cline on the 24 day of Feb, 1899; that there was born to her on said date a male child; that said child is now living and is said to have been named Thomas Jefferson Cline

her
Mrs Nancy X Price
mark

Subscribed and sworn to before me this 8 day of August, 1899

W. J. Cleveland

Notary Public.

EMPTY

EMPTY

5 Chanie Sturdivant et al Granted

Department of the Interior,
Commission to the Five Civilized Tribes.
Ada, I. T., November 11, 1902.

In the matter of the application for enrollment as an intermarried citizen of the Choctaw Nation of Chame Sturdivant.

Chame Sturdivant being duly sworn testifies as follows:

Examination by the Commission.

Q What is your name? A Chame Sturdivant.
Q How old are you? A 42.
Q What is your post office address? A Center.
Q How long have you lived in the Chickasaw Nation? A Off and on for 4 years.
Q What do you mean by off and on? A I come up here in the first place, and went back to the Choctaw Nation, and came again and went back, and now I am here again.
Q How long have you been here this last time? A About a month.
Q How long have you lived in the Choctaw and Chickasaw Nations? A About 11 years.
Q Continuously in those two Nations for 11 years? A Yes sir, haven't been outside of the territory in 10 years.
Q You claim intermarried rights in the Choctaw Nation? A Yes sir.
Q What is the name of your Choctaw wife? A Sallie Stewart was her maiden name.
Q Is she a recognized and enrolled citizen of the Choctaw Nation? A Yes sir.
Q Her rights have never been questioned? A No sir.
Q When were you married to Sallie Stewart? A 6 years ago.
Q What was the date of your marriage? A I dont believe I can remember the date, but it was 6 years ago on August 24th.
Q In '96? A Yes sir.
Q Where were you living at that time? A At Lehigh in the Choctaw Nation.
Q Your wife was with you there in the Choctaw Nation? A Yes sir.
Q That was her home in the Choctaw Nation? A Yes sir.
Q Were you married in accordance with the Choctaw law? A Yes sir.
Q From whom did you obtain your license? A It was the County Clerk.
Q Of what county? A I cant call the name of the County, Kiamish, I think.
Q What town did you obtain your license in? A I cant call the name of the County seat either of that county.
Q How much did you pay for that license? A $100.00.
Q Who maried you? A A minister by the name of R. W. Officer.
Q Both you and your wife were bona fide residents of the Choctaw Nation at that time? A Yes sir.
Q Were you ever married before you married Sallie Stewart? A No sir.

Q Was she ever married before her marriage to you? A Yes sir.
Q What was the name of her former husband? A O. W. Cloer, I was not acquainted with him.
Q When was she married to him, do you know? A I cant hardly answer that question.
Q Was he living at the time of your marriage to Sallie Stewart? A I suppose so.
Q They were separated were they? A Yes sir.
Q Did she obtain a divorce from him? A Yes sir, she did.
Q How long before your marriage were they divorced? A Well, I cant answer that question exactly, I suppose six or ten months.
Q Since your marriage to Sallie Stewart in 1896 have you lived together continuously as husband and wife? A Yes sir.
Q Been no separation, abandonment or divorce? A No sir.
Q Are you at present living together as bona fide residents of the Chickasaw Nation? A Yes sir, residents of the Chickasaw Nation.
Q Are you the identical Chame Sturdivant who made application to the Commission in 1896 for enrollment as an intermarried citizen of the Choctaw Nation? A Yes sir.
Q What was done with your case at that time; were you admitted or rejected? A I was enrolled as an intermarried Choctaw.
Q Was your case appealed to the United States Court? A No sir.
Q Since your admission in 1896 have you lived with this woman continuously? A Yes sir.

W. H. Martin being duly sworn on oath states that as stenographer to the Commission to the Five Civilized Tribes he recorded in full the above proceedings at Ada, I. T., on the 11th day of November, 1902, and that the within and foregoing is a full true and correct transcript of his stenographic notes in the same.

W. H. Martin

Subscribed and sworn to before me this 13 day of November, 1902.

Charles Hestanyer

Notary Public.

7 - 5.

DEPARTMENT OF THE INTERIOR,
COMMISSION TO THE FIVE CIVILIZED TRIBES.

In the matter of the application for the enrollment of Chame Sturdivant as a citizen by intermarriage of the Choctaw Nation.

D E C I S I O N.

It is shown by the census card record in this case that application was made to the Commission for the enrollment of Chame Sturdivant as a citizen by intermarriage of the Choctaw Nation. Further proceedings were had in the matter of said application at Ada, Indian Territory, on November 11, 1902.

It further appears from the record herein that the applicant, Chame Sturdivant, claims his right to enrollment as a citizen by intermarriage of the Choctaw Nation by reason of his marriage, on August 24, 1896, to Sallie Sturdivant, a recognized and enrolled citizen by blood of the Choctaw Nation, whose name appears as number 13 upon the lists prepared by this Commission under the act of Congress approved July 1, 1902 (32 Stat., 641), of persons entitled to enrollment as citizens by blood of the Choctaw Nation, and approved by the Secretary of the Interior on December 12, 1902.

It further appears from the records of the Commission that on September 9, 1896, in the case entitled "Chame Sturdivant vs. the Choctaw Nation," (1896 Choctaw Citizenship Docket, case number 807), application was made to the Commission under the provisions of the act of Congress approved June 10, 1896 (29 Stat., 321), for the admission of the applicant herein to citizenship in the Choctaw Nation, by reason of his marriage to Sallie Sturdivant, a recognized and enrolled citizen by blood of the Choctaw Nation; that on December 4, 1896, the applicant herein was admitted to citizenship in the Choctaw Nation by this Commission as a citizen by intermarriage of said nation, from which decision no appeal was taken.

It further appears from the record herein that at the time of the marriage between Chame Sturdivant and Sallie Sturdivant, both these persons were residents in good faith of the Choctaw Nation, and that they have lived together continuously in Indian Territory as husband and wife from the date of said marriage up to and including September 25, 1902.

It is, therefore, the opinion of this Commission that Chame Sturdivant should be enrolled as a citizen by intermarriage of the Choctaw Nation, in accordance with the provisions of the acts of Congress approved June 28, 1898 (30 Stat.,495) and July 1, 1902 (32 Stat., 641), and it is so ordered.

COMMISSION TO THE FIVE CIVILIZED TRIBES.

Chairman.

COMMISSIONER.

COMMISSIONER.

COMMISSIONER.

Muskogee, Indian Territory,
JUL 20 1903

COPY. Choctaw-8.

Muskogee, Indian Territory, July 20, 1903.

Chame Sturdivant,

Center, Indian Territory.

Dear Sir:

Inclosed herewith you will find a copy of the decision of the Commission, rendered July 20, 1903, granting your application for enrollment as a citizen by intermarriage of the Choctaw Nation.

The attorneys for the Choctaw and Chickasaw Nations have been furnished a copy of this decision and have been allowed fifteen days from this date within which to file protest against the action of the Commission in enrolling you as a citizen of the Choctaw Nation. If at the expiration of that time, no protest has been filed your name will be placed upon the final rolls of the citizens of the Choctaw Nation to be submitted to the Secretary of the Interior for his approval.

Respectfully,

(SIGNED)

T. B. Needles.

Commissioner in Charge.

Registered.

Enc. IM. 36/20

Choctaw-5.

COPY.

Muskogee, Indian Territory, July 20, 1903.

Mansfield, McMurray & Cornish,

Attorneys for the Choctaw and Chickasaw Nations,

South McAlester, Indian Territory.

Gentlemen:

Inclosed herewith you will find a copy of the decision of the Commission, rendered July 20, 1903, granting the application of Chame Sturdivant for enrollment as a citizen by intermarriage of the Choctaw Nation.

You are hereby advised that you will be allowed fifteen days from this date within which to file protest against the action of the Commission in enrolling the applicant herein as a citizen of theChoctaw Nation. If at the expiration of that time, no protest has been filed, the name of the applicant will be placed upon the final rolls of the citizens of the Choctaw Nation to be submitted to the Secretary of the Interior for his approval.

Respectfully,

SIGNED.

T. B. Needles.

Commissioner in Charge.

Registered.

Enc. IBS. 87/20

CHOCTAW.

IN RE

Application for Enrollment of

INFANT CHILD

David Ora Murdeward

as a citizen of

Choctaw Nation.

Approved FEB 8 1902 190

Commissioner.

DEPARTMENT OF THE INTERIOR,
COMMISSION TO THE FIVE CIVILIZED TRIBES.
FILED
FEB 8 1902

ACTING CHAIRMAN.

CHOCTAW.

5

BIRTH AFFIDAVIT. 20

DEPARTMENT OF THE INTERIOR,

COMMISSION TO THE FIVE CIVILIZED TRIBES.

IN RE Application for Enrollment, as a citizen of the Choctaw Nation,
of Eland Osa Sturdivant (Here insert name of child) born on the 28 day of September, 1897
Name of Father: Shame Sturdivant, a citizen of the Choctaw Nation.
Name of Mother: Sallie Sturdivant, a citizen of the Choctaw Nation.
Post-office, Center Ind Ty

AFFIDAVIT OF MOTHER.

UNITED STATES OF AMERICA, INDIAN TERRITORY, Southern District.

I, Sallie Sturdivant, on oath state that I am twenty seven years of age and a citizen, by Blood, of the Choctaw Nation; that I am the lawful wife of Shame Sturdivant, who is a citizen, by marriage, of the Choctaw Nation, that a male (male or female) child was born to me on the 28 day of September 1897; that said child has been named Eland Osa Sturdivant, and is now living.

Sallie Sturdivant

WITNESSES TO MARK (Must be Two Witnesses)

Subscribed and sworn to before me this 6 *day of* Feb 1902

W F Bonnestetter NOTARY PUBLIC

AFFIDAVIT OF ATTENDING PHYSICIAN, OR MIDWIFE.

UNITED STATES OF AMERICA, INDIAN TERRITORY, Southern District.

I, Sarah J Stewart, a Midwife, on oath state that I attended on Mrs. Sallie Sturdivant, wife of Shame Sturdivant, on the 28 day of September, 1897; that there was born to her on said date a male (male or female) child; that said child is now living and is ~~said to have been~~ named Eland Osa Sturdivant

Sarah J Stewart

WITNESSES TO MARK: (Must be Two Witnesses)

Subscribed and sworn to before me this 6 *day of* Feb 1902

W F Bonnestetter NOTARY PUBLIC.

Post Office Department.

REGISTRY RETURN RECEIPT.

So. McAlester, I. T.

[illegible]

C O P Y .

In Kiamichi County, Choctaw Nation.

To Any Minister of the Gospel or Judge of a Court of Record in the Choctaw Nation; Know Ye--That I, D. W. Oakes, county and probate clerk of above written county and nation, in compliance with an act passed Nov. 9th, 1875, and amended Nov. 10th, 1887, do hereby issue this marriage license to one Chame Sturdivant, a citizen of the United States, to be joined in matrimony to one Miss Sallie Stewart, a citizen of the Choctaw Nation.

In testimony of which I hereto set my hand and cause the seal of Kiamichi County Court to be affixed this the 22nd day of August, 1896.

D. W. OAKES, Clerk

Seal. Kiamichi County, C. N.

I, R. W. Officer, a minister of the Gospel, in pursuant hereof, do hereby certify that I on the 24th day of August, 1896, in the presence of Dr. J. W. McClendon and Hiram Lancaster joined Chame Sturdivant and Miss Sallie Stewart in matrimony.

R. W. OFFICER,
Minister of the Gospel.

(Endorsed:)

Marriage License of Chame Sturdivant and Miss Sallie Stewart.

Recorded on page 336 in Vol. 8 of Kiamichi County Records.
This the 29th day of August, 1896.

D. W. OAKES,
County Clerk.

Marriage License
of
Obame Studivant
as
Sallie Stewart

Recorded on pg.
336 in Vol 8 of
Kiamichi County
Records.
This the 29th day
of August 1896.
D. W. Oakes
County Clerk

In Kiamichi County
Choctaw Nation

To any Minister of the Gospel or Judge of a Court of record in the Choctaw Nation
Know Ye:- That I D.W.Oakes County and Probate Clerk of above written County and Nation in compliance with an Act passed Nov 9th 1875 and Ammended Nov. 10th 1887, do hereby issue this marriage license to one Chame Studivant a Citizen of the United States to be joined in matrimony to one Miss Sallie Stewart a Citizen of the Choctaw Nation.

In testimony of which I have set my hand and cause the seal of Kiamichi County Court to be affixed this the 23rd day of August 1896.

D.W.Oakes, Clerk
Kiamichi County, C.N.

I, R.W.Officer, a minister of the Gospel, in pursuance hereof, do certify that I on the 24th. day of August, 1896, in the presence of Dr.J.W.McClendon and Hiram Lancaster joined Chame Sturdivant and Miss Sallie Stewart in Matrimony.

R.W.Officer
Minister of the Gospel.

6 William R. FOX et al
Iw # 48 (58?)

DEPARTMENT OF THE INTERIOR,

COMMISSION TO THE FIVE CIVILIZED TRIBES.

The record in the matter of the application for the enrollment as a citizen by intermarriage of the Choctaw Nation of -

WILLIAM R. FOX, -- Choctaw - 6.

Choctaw Nation
County of Blue

Whereas William R Fox a citizen of the United States has this day applied to me for License for and in behalf of himself for Ethperes purpose of Marrying Miss Angeline Manning a citizen of the Choctaw Nation being satisfyed that the said William R. Fox has complied with the requirements of the laws of the Choctaw Nation I do hereby Issue the same for the purpose above mentioned

Given under my hand and seal this 7th day of June 1879

L. S. W. Folsom
Judge of the 3rd
Judicial Dist
Choctaw Nation

I hereby certify that William R Fox a citizen of the United States a Angeline manning a Choctaw Citizen was this day joined in the Holy bonds of Matrimony according to Law

Given under my Hand and seal this 8th June 1879 L. S. W. Folsom 3rd Dist Judge

Recorded in the Circuit Clerks
office of Blue County this
27th Day of Jan A.D. 1880
J. S. Homer
Circuit Clerk
Blue County
C.N.

I do hereby certify that this is
a true Copy of the original
Marriage Licens of William
R. Fox now on record in
the Circuit Clerks office of
the 3rd Judicial Dist C.N.
Given under my hand
and seal of office this 3 day of
October 1896

P. C. Harris
Circuit Clerk
3rd Dist
Choctaw Nation

Department of the Interior
Commission to the Five Civilized Tribes
Pauls Valley, I.T. October 21,1902.

Choctaw #6.

In the matter of the application for enrollment as a citizen by intermarriage of the Choctaw Nation of William R. Fox.

William R. Fox being first duly sworn testified as follows:

Examination by the Commission

Q What is your name? A William R. Fox.
Q How old are you? A Forty-nine.
Q Your post office address? A Purcell.
Q You are a white man Mr. Fox? A Yes, sir.
Q How long have you resided in the Chickasaw Nation? A I settled at Purcell in '87.
Q Have you maintained a continuous residence there since that time? A Yes, sir.
Q Never have made your home anywhere else? A No, sir.
Q You are a claimant as an intermarried citizen of the Choctaw Nation? A Yes, sir.
Q What is the name of your Choctaw wife? A Angie R. Fox.
Q What was her maiden name? A Manning.
Q She has always been recognized as a citizen by blood of the Choctaw Nation? A Yes, sir.
Q Her rights have never been questioned? A No, sir.
Q When did you marry her? A The 8th of January in '78 at Caddo, in Blue County, Choctaw Nation.
Q You were living in the Choctaw Nation at that time? A Yes, sir.
Q How long prior to your marriage had you been living there? A Between four and five years.
Q Your wife a resident of the Choctaw Nation at that time? A Yes sir.
Q You obtained a tribal license from the Choctaw authorities to marry this woman? A Yes, sir.
Q How much did you pay for it? A Twenty-five dollars.
Q Since that marriage you have lived with this woman continuously? A Yes, sir.
Q Were you admitted by the Dawes Commission in 1896 as an intermarried citizen? A Yes, sir.
Q Since that time you and this woman have lived together in the Chickasaw Nation continuously as man and wife and are at this time actual bonafide residents of this Nation? A Yes, sir.
Q There has been no separation, desertion or divorce? No, sir.

G. Rosenwinkel being duly sworn on his oath states that as stenographer to the Commission to the Five Civilized Tribes he reported in full all the proceedings had in the above entitled cause on October 21, 1902, and that the above and foregoing is a full, true and correct transcript of his stenographic notes in said cause on said date.

G. Rosenwinkel

Subscribed and sworn to before me this 12 day of November 1902.

R B Jarman

Notary Public.

RMM
EOR

7--6

DEPARTMENT OF THE INTERIOR,
COMMISSION TO THE FIVE CIVILIZED TRIBES.

In the matter of the application for the enrollment of William R. Fox as a citizen by intermarriage of the Choctaw Nation.

- D E C I S I O N -

It appears from the record herein that William R. Fox, on June 8, 1879, was married in accordance with the laws, customs and usages of the Choctaw Nation to Angie Fox (nee Manning), a recognized and enrolled citizen by blood of the Choctaw Nation, whose name appears as No.15 upon the lists prepared by this Commission under the Act of Congress approved July 1, 1902 (32 Stats., 641) of persons entitled to enrollment as citizens by blood of the Choctaw Nation and approved by the Secretary of the Interior on December 12, 1902; that at the time of said marriage both persons above mentioned were residents in good faith of the Choctaw Nation, and that they have lived together continuously in Indian Territory as husband and wife from the date of said marriage up to and including September 25, 1902.

It further appears from the records in the possession of the Commission that on September 7, 1896, in a cause entitled "Wm. R. Fox vs. the Choctaw Nation"(1896 Choctaw Citizenship Docket,Case No.434), application was made to the Commission under the provisions of the Act of Congress approved June 10, 1896 (29 Stats., 321) for the admission of the applicant herein to citizenship in the Choctaw Nation, by reason of his marriage to the said Angie Fox (nee Manning); that on December 2, 1896, the applicant herein was admitted to citizenship in the Choctaw Nation by this Commission, and that no appeal was taken from said decision.

It is, therefore, the opinion of this Commission that William R. Fox should be enrolled as a citizen by intermarriage of the Choctaw Nation under the provisions of the Acts of Congress approved June 28, 1898 (30 Stats., 495) and July 1, 1902 (32 Stats., 641), and it is so ordered.

COMMISSION TO THE FIVE CIVILIZED TRIBES,

Chairman.

COMMISSIONER.

COMMISSIONER.

Muskogee, Indian Territory,

APR 29 1903

Choctaw-6

COPY.

Muskogee, Indian Territory, April 29, 1903.

William R. Fox,

Purcell, Indian Territory.

Dear Sir:

Inclosed herewith you will find a copy of the decision of the Commission, rendered April 29, 1903, granting your application for enrollment as a citizen by intermarriage of the Choctaw nation.

The attorneys for the Choctaw and Chickasaw Nations have been furnished a copy of this decision and have been allowed fifteen days from this date within which to file protest against the action of the Commission in enrolling you as a citizen of the Choctaw Nation. If at the expiration of that time, no protest has been filed, your name will be placed upon the final rolls of the citizens of the Choctaw Nation to be submitted to the Secretary of the Interior for his approval.

Respectfully,

SIGNED

Tams Bixby.

Chairman.

Registered.

Enc. HOH 28.

Choctaw-6

COPY.

Muskogee, Indian Territory, April 29, 1903.

Mansfield, McMurray & Cornish,

Attorneys for the Choctaw and Chickasaw Nations,

South McAlester, Indian Territory.

Gentlemen:

Inclosed herewith you will find a copy of the decision of the Commission, rendered April 29, 1903, granting the application of William R. Fox for enrollment as a citizen by intermarriage of the Choctaw Nation.

You are hereby advised that you will be allowed fifteen days from this date within which to file protest against the action of the Commission in enrolling the applicant herein as a citizen of the Choctaw Nation. If at the expiration of that time, no protest has been filed, the name of the applicant will be placed upon the final rolls of the citizens of the Choctaw Nation to be submitted to the Secretary of the Interior for his approval.

Respectfully,

Tams Bixby.

Chairman.

Registered.

Enc. HOH 28a.

IN RE

Application for Enrollment of

INFANT CHILD.

William Arthur Fox

As a citizen of the

Choctaw Nation.

Approved July 30 1914.

Commissioner.

Department of the Interior,

COMMISSION TO THE FIVE CIVILIZED TRIBES.

IN RE Application for Enrollment, as a citizen of the Choctaw Nation,

of William Arthur Fox, born on the 29th day of May, 1855.

Name of father: William R Fox, a citizen of the ~~Intermarriage~~ Choctaw Nation.

Name of mother: Augie R Fox, a citizen of the ~~by~~ Choctaw Nation.

Post Office: Purcell, I.T.

AFFIDAVIT OF MOTHER.

UNITED STATES OF AMERICA,
INDIAN TERRITORY,
Southern District.

I, Augie R. Fox, on oath, state that I am 38 years of age and a citizen, by Blood, of the Choctaw Nation; that I am the lawful wife of William R. Fox who is a citizen, by Intermarriage, of the Choctaw Nation; that a male child was born to me on the 29th day of May, 1855; that said child has been named ~~Arthur~~ William Arthur Fox, and is now living.

Augie R Hot

Subscribed and sworn to before me this 31st day of August, 1855.

Dorsett Carter
Notary Public.

AFFIDAVIT OF ATTENDING PHYSICIAN, OR MIDWIFE.

UNITED STATES OF AMERICA,
INDIAN TERRITORY,
Southern District.

I, W. J. Brinks, a Physician, on oath, state that I attended on Mrs. Augie R. Fox, wife of William R. Fox on the about 29th day of May, 1855; that there was born to her on said date a male child; that said child is now living and is said to have been named

W J Brinks M.D.

Subscribed and sworn to before me this 21st day of August, 1855.

Dorsett Carter
Notary Public.

7 James C. Johnson et al Granted
IW #486

DEPARTMENT OF THE INTERIOR,

COMMISSION TO THE FIVE CIVILIZED TRIBES.

The record in the matter of the application for the enrollment as a citizen by intermarriage of the Choctaw Nation of--

JAMES C. JOHNSON, 7-7.

DEPARTMENT OF THE INTERIOR,
COMMISSION TO THE FIVE CIVILIZED TRIBES.
Ada, Indian Territory, November 10, 1902.

In the matter of the application for enrollment of James C. Johnson as a citizen by intermarriage of the Choctaw Nation.

Said James C. Johnson, being first duly sworn, testified as follows:

Examination by the Commission.

Q What is your name? A James C. Johnson.
Q How old are you? A Fifty-five years old.
Q What is your postoffice address? A Center.
Q Is that in the Chickasaw Nation? A Yes sir.
Q How long have you lived in the Chickasaw Nation? A About seventeen years.
Q Lived here continuously for the past seventeen years? A Yes sir.
Q Never made your home any place else? A No sir.
Q Do you claim intermarried rights in the Choctaw Nation? A Yes sir.
Q What is the name of your Choctaw wife? A Melvina Johnson.
Q Is she a recognized and enrolled citizen of the Choctaw Nation? A Yes sir.
Q Her rights have never been questioned? A No sir.
Q When were you married to Melvina Johnson? A July 19, 1888.
Q Where did this marriage take place? A In Tishomingo County, Chickasaw Nation.
Q Were you both residents of the Chickasaw Nation at that time? A Yes sir.
Q Were you married in accordance with the Chickasaw law? A Yes sir.
Q Did you obtain a tribal license? A Yes sir.
Q From whom did you obtain that license? A Henderson Cravatt, the County Judge.
Q How much did you pay for that license? A Fifty dollars.
Q At the time of this marriage had you ever married any other woman? A Yes sir.
Q What was the name of your first wife? A Mary Fletcher.
Q Was she a Choctaw? A No sir, she was a Chickasaw.
Q When were you married to her? A I was married to her in, about ~~it~~ 1885 or 1886--I forget now.
Q How long did you live with her? A Little over a year.
Q Did she die? A Yes sir.
Q In 1888 you married your present wife, Melvina? A Yes sir.
Q Was she ever married to any other man before you married her? A Yes sir.
Q What was the name of her former husband? A Sampson Bond.
Q Was he a Choctaw Indian? A Yes sir.
Q Was he dead at the time of your marriage? A Yes sir.
Q Since your marriage to Melvina Johnson in 1888, have you lived together continuously as husband and wife? A Yes sir.
Q Been no separation, abandonment or divorce? A No sir.
Q Are you at present bona fide residents of the Chickasaw Nation? A Yes sir.
Q Did your wife and yourself ever make any claim to enrollment

as Chickasaws? A Yes sir, some way or other they got us on the Chickasaw rolls--we didn't make no claim but they got us on the Chickasaw rolls.
Q You are all enrolled as Chickasaws and also as Choctaws? A Yes sir, but I don't know how they got us in that shape.

> The act of June 28,1898,provides,in part as follows:
> "The several tribes may,by agreement,determine the right of persons who for any reaso n may claim citizenship in two or more tribes,and to allotment of lands and distribution of moneys belonging to each tribe; but if no such agreement be made,then such claimant shall be entitled to such rights in one tribe only,and may elect in which tribe he will take such right; but if he fail or refuse to make such selection in due time, he shall be enrolled in the tribe ~~in which~~ with whom he has resided,and there be given such allotment and distributions,and not elsewhere."

Q Under this act of Congress you now make election for yourself and your family to be enrolled and to have allotment of land and distribution of moneys in the Choctaw Nation? A Yes sir, we never claimed it anywhere else.
Q Provided you are given your allotment of land and distribution of money in the Choctaw Nation,do you relinquish all right,title and interest to enrollment as citizens of the Chickasaw Nation?
A Yes sir, I suppose so--cause I never claimed to be a Chickasaw.

Ira S. Niles,being first duly sworn,states that as stenographer to the Commission to the Five Civilized Tribes he reported in full all proceedings had in the above entitled cause,heard at Ada,Indian Territory,November 10,1902,and that the above and foregoing is a full,true and correct transcript of his stenographic notes taken in said proceedings on said date.

Ira S. Niles

Subscribed and sworn to before me this the 26 day of November,1902.

Charles H Sawyer

Notary Public.

(Copy)

To whom it may concern, greeting:

Know ye, that I, Henderson Cravatt, County & Probate Judge of Tishomingo County, Chickasaw Nation, do by authority in me vested by the constitution and laws of Chickasaw Nation, grant unto James C. Johnson, a citizen of the United States, License to marry Malvina Bond, citizen of the Chickasaw Nation, satisfactory evidence having been given by said James Johnson.

Given under my hand this the 18th day of July, 1888.

(signed) HENDERSON CRAVATT,
C.& P. Judge J.C., C.N.

Recorded July 23d 1888.

(signed) A. T. McKINNEY,
Clk Tishomingo County, C.N.

Chickasaw Nation, I. T.

This is to cirtify that I, the undersigned, R. N. Davis, being an ordained minister of the Gospel, have this day solemnused the right of Matrimony Between Mr. J. C. Johnson and Miss Malvina Bond, both of Tishomingo County, I. T. July 19, 1888.

(signed) Ben Harris.
(signed) J. H. Bugg, Witness.
(signed) T. J. Carter, "
(signed) S. T. Snider, "
(signed) R. N. Davis, M. G.

(Endorsement)

Recorded July 23d 1888.

(signed) A. T. McKINNEY,
Clk T. C. C. N.

(SEAL)

Henderson Crawatt
C & R Judge
[illegible]

Recorded July 23d 1888
A. P. McKinney
Clk Pishomingo
County C.H.

[illegible]

[illegible]

[illegible]

Cravatt. County

& Probate Judge of Tishomingo

County Chickasaw nation Do

By authority [illegible] [illegible]

by the Constitution and Law

of Chickasaw nation, grant

unto [illegible] citizen

of the United States [illegible] to

[illegible] Citizen

of the Chickasaw nation.

Satisfactory Evidence [illegible]

Been [illegible] and the

[illegible] bur-

[illegible] by said [illegible]

[illegible] this

the 13th day of July 1888

Recorded July 23d 188
C. P. McKinney
Clk P. C. C. H.

[illegible]

J. C. Johnson [illegible] Melvina Bond

[illegible] 19 [illegible]

[illegible]

J. H. Bugg } Jurors
J. Carter } "
S. Daniels } "
R. A. Davis — M. G.

(Obb)

7-7.

DEPARTMENT OF THE INTERIOR,
COMMISSION TO THE FIVE CIVILIZED TRIBES.

In the matter of the application for the enrollment of James C. Johnson as a citizen by intermarriage of the Choctaw Nation.

DECISION.

It appears from the record herein that James C. Johnson, on July 19, 1888, was married in accordance with the laws, customs and usages of the Chickasaw Nation to Malvina Johnson (formerly Bond), a recognized and enrolled citizen by blood of the Choctaw Nation, whose name appears as No. 14471 upon the lists prepared by this Commission under the act of Congress approved July 1, 1902, (32 Stat., 641) of persons entitled to enrollment as citizens by blood of the Choctaw Nation and approved by the Secretary of the Interior May 20, 1903; that at the time of said marriage both persons above mentioned were residents in good faith of the Chickasaw Nation and that they have lived together continuously in said Nation as husband and wife from the date of said marriage up to and including September 25, 1902.

It is, therefore, the opinion of this Commission that James C. Johnson should be enrolled as a citizen by intermarriage of the Choctaw Nation, in accordance with the provisions of the acts of Congress approved June 28, 1898, (30 Stat., 495) and July 1, 1902, (32 Stat., 641), and it is so ordered.

COMMISSION TO THE FIVE CIVILIZED TRIBES,

Chairman.

Commissioner.

C. R. Breckinridge
Commissioner.

W E Hanny
Commissioner.

Muskogee, Indian Territory,

COPY. 7-7

Muskogee, Indian Territory, October 23, 1903.

James C. Johnson,

Center, Indian Territory.

Dear Sir:

Enclosed herewith you will find a copy of the decision of the Commission, rendered October 23rd, 1903, granting your application for enrollment as a citizen by intermarriage of the Choctaw Nation.

The attorneys for the Choctaw and Chickasaw Nations have been furnished a copy of this decision and have been allowed fifteen days from this date within which to file protest against the action of the Commission in enrolling you as a citizen of the Choctaw Nation. If at the expiration of that time no protest has been filed, your name will be placed upon the final rolls of the citizens of the Choctaw Nation to be submitted to the Secretary of the Interior for his approval.

Respectfully,

(SIGNED).

T. B. Needles.

Commissioner in Charge.

Register:
Enc. - 7-7

COPY. 7-7

Muskogee, Indian Territory, October 23, 1903.

Mansfield, McMurray & Cornish,

Attorneys for Choctaw and Chickasaw Nations,

South McAlester, Indian Territory.

Gentlemen:

Enclosed herewith you will find a copy of the decision of the Commission, rendered October 23rd, granting the application for the enrollment of James C. Johnson as a citizen by intermarriage of the Choctaw Nation.

You are hereby advised that you will be allowed fifteen days from this date within which to file protest against the action of the Commission in enrolling the applicant herein as a citizen of the Choctaw Nation. If at the expiration of that time no protest has been filed the name of the applicant will be placed upon the final rolls of the citizens of the Choctaw Nation to be submitted to the Secretary of the Interior for his approval.

Respectfully,

(SIGNED).

T. B. Needles.

Commissioner in Charge.

Register:
Rec. 7-7

Executive Office Choctaw Nation.

Green McCurtain, Principal Chief.

Sans Bois, I. T., 3/4 1897

Mr Jas. C Johnson
Center Ind Ty

Dear Sir:

Your papers were all O.K.

Gov. McCurtain instructed me to register your name as an intermarried citizen.

I return your papers herewith.

You neglected to tell me your age.

Very truly
Wallace Bond

8 VEDA LONG cancelled

32. INDEXED

IN RE
THE DEATH OF
Veda Long
a citizen of the
Choctaw Nation.

Approved APR 8 1902 1

Commissioner.

DEPARTMENT OF THE INTERIOR,
COMMISSION TO THE FIVE CIVILIZED TRIBES.
FILED
APR 8 1902

ACTING CHAIRMAN.

7-8

DEPARTMENT OF THE INTERIOR,

COMMISSION TO THE FIVE CIVILIZED TRIBES.

In the matter of the death of Veda Long (Here insert name of deceased.)
a citizen of the Chacktaw Nation, who formerly resided at or near
Center (Here insert name of post office.), Ind. Ter., and died on the 19 day of February,
1900.

AFFIDAVIT OF RELATIVE.

UNITED STATES OF AMERICA, INDIAN TERRITORY, [illegible] District.

I, [illegible] on oath state that I am 37
years of age and a citizen, by Blood, of the Chacktaw Nation;
that my post office address is Center (Here insert name of post office.), Ind. Ter.; that I am
aunt (State relationship, as: the father; an uncle; a cousin, etc.) of Veda Long (Here insert name of deceased.),
who was a citizen, by Blood, of the Chacktaw Nation;
and that said Veda Long (Here insert name of deceased.) died on the 19 day of
Feb., 1900

[illegible] J. Bailey

WITNESSES TO MARK:

(Must be Two Witnesses) J. J. Copeland

Subscribed and sworn to before me this 4 *day of* Apr 1902

J. J. Copeland
Notary Public.

AFFIDAVIT OF ACQUAINTANCE.

UNITED STATES OF AMERICA, INDIAN TERRITORY, [illegible] District.

I, E. D. Tyson, on oath state that I am 24
years of age, and a citizen, by Blood, of the Chacktaw Nation;
that my post office address is Center (Here insert name of post office.) Ind. Ter.;
that I was personally acquainted with Veda Long (Here insert name of deceased.)
who was a citizen, by Blood, of the Chacktaw Nation;
and that said Veda Long (Here insert name of deceased.) died on the 19 day of
February, 1900

E. D. Tyson

WITNESSES TO MARK:

(Must be Two Witnesses.) J. J. Copeland
G. E. Charlson

Subscribed and sworn to before me this 4 *day of* Apr 1902

J. J. Copeland
Notary Public.

7-8
9-235

Muskogee, Indian Territory, March 27, 1905.

T. L. Wright,

Attorney at Law.

Tishomingo, Indian Territory.

Dear Sir:

Receipt is hereby acknowledged of your letter of March 21, 1905, enclosing affidavits of Mahala Greenwood and Seely Owens to the birth of Ellen Greenwood daughter of Hogan and Mahaly Greenwood May 14, 1904; also the affidavits of Malinda Wolfe and Vicen Carney to the birth of Reuben Wright, son of Esau S. and Malinda Wright, March 15, 1904, and the same have been filed with our records as an application for the enrollment of said children.

Replying to that portion of your letter in which you ask to be advised if these applications are sufficient proof for the enrollment of these two children and invite attention particularly to the application of Reuben Wright whose father, though a full blood Indian has never been enrolled, you are advised that the affidavits above referred to have been filed with our records as applications for the enrollment of the children herein named.

Referring to the case of Reuben Wright, you are advised that it appears from our records that Malinda Wright, mother of this child has been enrolled by the Commission as a full blood Chickasaw Indian and her enrollment has been approved by the Secretary of the Interior which brings this application within the pro-

T. L. W. #2

vision of the act of Congress approved March 3, 1905.

Respectfully,

Chairman.

9 George Berry ET AL Granted

DEPARTMENT OF THE INTERIOR,
COMMISSION TO THE FIVE CIVILIZED TRIBES.
Ada, Indian Territory, November 10, 1902.

In the matter of the application for enrollment of George Berry as a citizen by intermarriage of the Choctaw Nation.

Said George Berry, being first duly sworn, testified as follows:

Examination by the Commission.

Q What is your name? A George Berry.
Q What is your age? A Forty-two years old.
Q What is your postoffice address? A Roff, Indian Territory.
Q How long have you resided in the Chickasaw Nation? A About twelve (12) years.
Q Lived here continuously for the past twelve years? A Yes sir.
Q Have you made your home any place else during that time? A No sir.
Q Are you an applicant for enrollment as an intermarried citizen of the Choctaw Nation? A Yes sir.
Q What is the name of your Choctaw wife? A Nancy Hays.
Q That was her maiden name ? A Yes sir.
Q Is she a recognized and enrolled citizen of the Choctaw Nation? A Yes sir.
Q Her rights have never been questioned? A No sir.
Q When were you married to Nancy Hays? A In 1888, under the Texas law.
Q Where did this marriage take place? A I got my license at Clarksville, Texas, at that time. Then I was remarried.
Q The first marriage was under Texas law? A Yes sir.
Q Then were you afterwards married to the same woman? A Yes sir.
Q When was this second marriage? A 1896.
Q Where did this second marriage take place? A In Jackson County,
Q Choctaw Nation? A Yes sir.
Q Were you living in Jackson County at that time? A No sir, I was living in the Chickasaw Nation at that time.
Q Was your wife living there at that time? A No sir, she was living here with me.
Q Did you obtain a Choctaw license? A Yes sir.
Q How much did you pay for that license? A One hundred dollars.
Q From whom did you get the license? A I got it from the County Clerk there--D. F. Wade.
Q Since your first marriage to your wife Nancy Berry, have you lived together continuously as husband and wife? A Yes sir.
Q Been no separation, abandonment or desertion? A No sir.
Q Are you at present living together as husband and wife? A Yes sir.
Q Are you bona fide residents of the Chickasaw Nation? A Yes sir.
Q Why was it you went over to the Choctaw Nation to obtain your marriage license in 1896? A I just supposed when I went over there in that country--some of them got the idea that if we didn't marry under a Choctaw license we would lose our rights.
Q You were both living in the Chickasaw Nation at that time? A Yes sir.
Q Been living here for several years? A Yes sir.

George Berry-2

Were you ever married to any other woman besides Nancy Berry? A No sir.
Q Was she ever married to any other man? A No sir.

Ira S. Niles, being first duly sworn, states that as stenographer to the Commission to the Five Civilized Tribes he reported in full all proceedings had in the above entitled cause, heard at Ada, Indian Territory, November 10, 1902, and that the above and foregoing is a full, true and correct transcript of his stenographic notes taken in said proceedings on said date.

Ira S. Niles

Subscribed and sworn to before me this the 26 day of November, 1902.

Charles H Sawyer

Notary Public.

C O P Y.

MARRIAGE LICENSE.

To all whom these presents shall come, greeting: Know ye that I, in pursuance of an application of George Berry, Esq., a citizen of the United States for a license to marry Miss Nancy Hays, a citizen of the Choctaw Nation, the same being in due form and satisfying the requirements of the laws of said nation in reference to intermarriage with non-citizens; and by virtue of the authority vested in me, do hereby issue this license for the above named parties to be joined together in matrimony.

Witness my hand and official seal this 29 day of August A. D. 1896.

D. F. WADE, Clerk.
Seal.

CERTIFICATE OF SOLEMNIZATION.

This is to certify that I, in accordance with the above authority, have united Mr. George Barry and Nancy Hayes, the parties mentioned in the above license on this the 31th day of August, 1896.

E. M. EVERIDGE,
Circuit Judge 3rd District, C. N.

Recorded Book ___ pp ___500 this 31 day of Aug., 1896.
Seal.
D. F. WADE, Clerk.

Recorded on page 276 in the circuit clerk's office of this the 3rd Judicial Dist., C. N. this 31st day of Aug. 1896.

P. C. HARRIS,
Circuit Clerk.

Seal.

7-9.

DEPARTMENT OF THE INTERIOR,
COMMISSION TO THE FIVE CIVILIZED TRIBES.

In the matter of the application for the enrollment of George Berry as a citizen by intermarriage of the Choctaw Nation.

--: D E C I S I O N :--

It appears from the record herein that on August 29, 1896 the applicant was married in accordance with the laws, customs and usages of the Choctaw Nation to Nancy Berry (nee Hays), a recognized and enrolled citizen by blood of the Choctaw Nation whose name appears as number 21 upon the lists prepared by this Commission, under the provisions of the Act of Congress approved July 1, 1902 (32 Stat., 641), of persons entitled to enrollment as citizens by blood of the Choctaw Nation and approved by the Secretary of the Interior on December 12, 1902; that at the time of said marriage both persons above mentioned were residents in good faith of the Chickasaw Nation, and that they lived together as husband and wife in said nation from the date of said marriage up to and including September 25, 1902.

It is, therefore, the opinion of this Commission that George Berry should be enrolled as a citizen by intermarriage of the Choctaw Nation, in accordance with the provisions of the Acts of Congress approved June 28, 1898 (30 Stat., 495) and July 1, 1902 (32 Stat., 641), and it is so ordered.

COMMISSION TO THE FIVE CIVILIZED TRIBES,

Chairman.

Commissioner.

Commissioner.

Muskogee, Indian Territory,

MAR 2 7 1905

7-9

COPY.

Muskogee, Indian Territory, March 27, 1905.

George Berry,

Roff, Indian Territory.

Dear Sir:

Inclosed herewith you will find a copy of the decision of the Commission to the Five Civilized Tribes, rendered March 25, 1905, granting your application for enrollment as a citizen by intermarriage of the Choctaw Nation.

The attorneys for the Choctaw and Chickasaw Nations have been furnished a copy of said decision and have been allowed fifteen days from the date of this notice within which to file protest against the action of the Commission in enrolling you as a citizen of the Choctaw Nation. If at the expiration of that time no protest has been filed, your name will be placed upon the final rolls of the citizens of the Choctaw Nation to be submitted to the Secretary of the Interior for his approval.

Respectfully,

COMMISSIONER.

Tams Bixby

Chairman.

Registered.

Encl. 7-9

7-9

COPY.

Muskogee, Indian Territory, March 27, 1905.

J. C. Little,

Attorney at Law,

Roff, Indian Territory.

Dear Sir:

You are hereby notified that the Commission to the Five Civilized Tribes, on March 27, 1905, rendered its decision granting the application for the enrollment of George Berry as a citizen by intermarriage of the Choctaw Nation.

The attorneys for the Choctaw and Chickasaw Nations have been furnished a copy of said decision and have been allowed fifteen days from the date of this notice within which to file protest against the action of the Commission in enrolling said applicant as a citizen of the Choctaw Nation. If at the expiration of that time no protest has been filed, his name will be placed upon the final rolls of the citizens of the Choctaw Nation to be submitted to the Secretary of the Interior for his approval.

Respectfully,

SIGNED

Tams Bixby

Registered. Chairman.

7-9

COPY.

Muskogee, Indian Territory, March, 27, 1905.

Chilion Riley,

Attorney at Law,

Tishomingo, Indian Territory.

Dear Sir:

You are hereby notified that the Commission to the Five Civilized Tribes, on March 27, 1905, rendered its decision granting the application for the enrollment of George Berry as a citizen by intermarriage of the Choctaw Nation.

The attorneys for the Choctaw and Chickasaw Nations have been furnished a copy of said decision and have been allowed fifteen days from the date of this notice within which to file protest against the action of the Commission in enrolling said applicant as a citizen of the Choctaw Nation. If at the expiration of that time no protest has been filed, his name will be placed upon the final rolls of the citizens of the Choctaw Nation to be submitted to the Secretary of the Interior for his approval.

Respectfully,

TRACY BIXBY

Tams Bixby

Chairman.

Registered.

7-9

COPY.

Muskogee, Indian Territory, March 27, 1905.

Mansfield, McMurray & Cornish,

Attorneys for Choctaw and Chickasaw Nations,

South McAlester, Indian Territory.

Gentlemen:

Inclosed herewith you will find a copy of the decision of this Commission rendered March 27, 1905, granting the application for the enrollment of George Berry as a citizen by intermarriage of the Choctaw Nation.

You are hereby advised that you will be allowed fifteen days from the date of this notice within which to file protest against the action of the Commission in enrolling said applicant as a citizen of the Choctaw Nation. If at the expiration of that time no protest has been filed, his name will be placed upon the final rolls of the citizens of the Choctaw Nation to be submitted to the Secretary of the Interior for his approval.

Respectfully,

ENGINEER.

Tams Bixby

Chairman.

Registered.

Incl. 7-9.

See Choctaw 8387 for registry receipt for this letter.

7-9

CHOCTAW.

20

IN RE

Application for Enrollment of

INFANT CHILD

Walter Milburn Berry.

as a citizen of the

CHOCTAW Nation.

Approved, AUG 6 1900 190..

Commissioner.

DEPARTMENT OF THE INTERIOR,
COMMISSION TO THE FIVE CIVILIZED TRIBES.
FILED
AUG 6 1900

ACTING CHAIRMAN.

CHOCTAW.

9

DEPARTMENT OF THE INTERIOR.

COMMISSION TO THE FIVE CIVILIZED TRIBES.

IN RE Application for Enrollment, as a citizen of the Choctaw Nation,

of Walter Wilburn, born on the 8th day of July, 1900.
(Here insert name of child.)

Name of Father: George Berry, a citizen of the United States Nation.

Name of Mother: Nancy Berry, a citizen of the Choctaw Nation.

Post-office, Talberg, Ind. Ter.

AFFIDAVIT OF MOTHER.

UNITED STATES OF AMERICA, INDIAN TERRITORY. } District.

I, Nancy Berry, on oath state that I am fifty years of age and a citizen, by blood, of the Choctaw Nation; that I am the lawful wife of George Berry, who is a citizen, by ....., of the United States Nation; that a male (male or female) child was born to me on the eighth day of July, 1900; that said child has been named Walter Wilburn, and is now living.

Nancy Berry

WITNESSES TO MARK:

(Must be Two Witnesses.) { Geo. S. Mulder

Subscribed and sworn to before me this first day of August, 1900.

E. W. Westhoff NOTARY PUBLIC.

AFFIDAVIT OF ATTENDING PHYSICIAN, OR MIDWIFE.

UNITED STATES OF AMERICA, INDIAN TERRITORY. } ..... District.

I, Susan Kinney, a Midwife, on oath state that I attended on Mrs. Nancy Berry, wife of George Berry, on the 8th day of July, 1900; that there was born to her on said date a male (male or female) child; that said child is now living and is said to have been named Walter Wilburn.

her
Susan X Kinney
mark

WITNESSES TO MARK:

(Must be Two Witnesses.) { Geo. S. Mulder
W. W. Sullivan

Subscribed and sworn to before me this first day of August, 1900.

E. W. Westhoff NOTARY PUBLIC.

No Citizenship

CHOCTAW. 20 INDEXED

IN RE

Application for Enrollment of

INFANT CHILD

Jesse Berry

as a citizen of

Choctaw Nation.

Approved SEP 11 1902 190...

Commissioner.

DEPARTMENT OF THE INTERIOR.
COMMISSION TO THE FIVE CIVILIZED TRIBES.
FILED
SEP 11 1902

ACTING CHAIRMAN

CHOCTAW.

4

DEPARTMENT OF THE INTERIOR,

COMMISSION TO THE FIVE CIVILIZED TRIBES.

IN RE Application for Enrollment, as a citizen of the Cherokee Nation,

of Jesse Berry, born on the 6th day of October, 1897

(Here insert name of child.)

Name of Father: George Berry a citizen of the United States Nation.

Name of Mother: Nancy a citizen of the Cherokee Nation.

Post-office Tolleyg Ind. Ter.

AFFIDAVIT OF MOTHER.

UNITED STATES OF AMERICA,
INDIAN TERRITORY
Southern District.

I, Nancy Berry, on oath state that I am 32 years of age and a citizen, by birth, of the Cherokee Nation; that I am the lawful wife of George Berry, who is a citizen, by birth, of the United States Nation; that a male (male or female.) child was born to me on 6th day of October 1897 that said child has been named Jesse, and is now living.

Nancy Berry

WITNESSES TO MARK:

(Must be Two Witnesses.) J. A. Pendleton
Katy Westhuff

Subscribed and sworn to before me this 8th day of September. 1902

E. N. Westhuff NOTARY PUBLIC.

AFFIDAVIT OF ATTENDING PHYSICIAN, OR MIDWIFE.

UNITED STATES OF AMERICA,
INDIAN TERRITORY.
Southern District,

I, Susan King, a midwife, on oath state that I attended on Mrs. Nancy Berry, wife of George Berry on the 6th day of October, 1897; that there was born to her on said date a male (male or female.) child; that said child is now living and is said to have been named Jesse.

Susan King

WITNESSES TO MARK:

(Must be Two Witnesses.) J. A. Pendleton
Katy Westhuff

Subscribed and sworn to before me this 8th day of September 1902

E. N. Westhuff NOTARY PUBLIC.

Recorded on Page 276
in the Circuit Clerks office
of the 3rd Judicial Dist CM
this 31st Day of Aug 1896

P. C. Harris
Circuit Clerk

MARRIAGE LICENSE.

To all whom these presents shall come, greeting know ye that I, in pursuance of an application of George Berry, Esq. *a citizen of the United States for a license to marry* Miss Nancy Hays *a citizen of the Choctaw Nation the same being in due form and satisfying the requirements of the laws of said Nation in reference to inter-marriage with non-citizens; and by virtue of the authority vested in me; do hereby issue this license for the above named parties to be joined together in matrimony.*

Witness my hand and official seal this 29 *day of* August *A.D. 1896.*

D. F. Wade clerk

CERTIFICATE OF SOLEMNIZATION.

This is to certify that, I, in accordance with the above authority, have united Mr George Berry *and* Nancy Hays *the parties mentioned in the above license on this the* 31st *day of* August *1896*

E. M. Everidge Circuit Judge Fourth Cir

Recorded Book *pp* 500

this 31 *day of* Aug. *1896*

D. F. Wade clerk

Executive Office Choctaw Nation.

Green McCurtain, Principal Chief

Sans Bois, I. T. July 29 1897

Mr B. S. Smiser
Atoka I T

Dear Sir:

I enclose permits as requested

Tell Mr Geo Berry that I placed his and his family's names on the roll.

Very truly
Green McCurtain
P C C N

Mr Geo Berry;—

The second paragraph above is in answer to my letter to Gov. McCurtain about your case, It is O.K., Send me some subscription money as soon as you can.

Your friend
B S Smiser

COMMISSIONERS
HENRY L. DAWES,
TAMS BIXBY,
THOMAS B. NEEDLES,
C. R. BRECKINRIDGE,
ALLISON C. ELLSWORTH,
SECRETARY

DEPARTMENT OF THE INTERIOR,
COMMISSION TO THE FIVE CIVILIZED TRIBES.

Muskogee, Indian Territory, July 20, 1900.

Mr. George Berry,

Dolberg, Indian Territory,

Dear Sir:

The Commission will open a Land Office at Atoka in the Choctaw Nation, during the month of September, 1900, at which time and place Choctaws and Chickasaws may make preliminary selections of their homestead allotments. Before this time it is desired that you furnish the Commission with information as to the parentage of your wife, Nancy Berry. The records show that she is full blood, a resident of the Chickasaw Nation, that she was on the 1896 census roll of the Choctaw Nation, but there is lacking the names of her father and mother to make the records complete. It will be necessary to have this information furnished before she can be allowed to make selection of her allotment. There is inclosed you herewith an envelope for reply which requires no postage. Please reply on this sheet.

Yours truly,

Acting Chairman.

Rev.
7-9

Berry. His father's name was Pigman Hays
His mother's name was Lizzie
Respectfully
George Berry

Muskogee, Indian Territory, November 17, 1904.

Chilion Riley,

Tishomingo, Indian Territory.

Dear Sir:-

Receipt is hereby acknowledged of your letter of November 14, 1904, asking the status of the application of George Berry for enrollment as an intermarried citizen of the Choctaw Nation.

In reply to your letter you are informed that the Commission has not yet passed upon the application of George Berry as an intermarried citizen of the Choctaw Nation. As soon as a decision has been reached in this case you will be notified of the action taken therein.

Respectfully,

Chairman.

Muskogee, Indian Territory, October 10, 1904.

J. C. Little,

Attorney at Law,

Roff, Indian Territory.

Dear Sir:-

Receipt is hereby acknowledged of your letter of the 5th instant, requesting to be advised whether or not the enrollment of George Berry as an intermarried citizen of the Chickasaw Nation has been approved.

You are advised that the Commission has not yet passed upon the application for enrollment of George Berry, husband of Nancy Berry, of Roff, Indian Territory, as a citizen by intermarriage of the Choctaw Nation. It is stated in your letter that if further evidence is necessary in his case, you are ready to supply the same.

If further evidence is necessary he will be duly notified thereof.

Respectfully,

Chairman.

Choctaw 9

Muskogee, Indian Territory, February 28, 1903.

Chilion Riley,

Attorney at Law,

Tishomingo, Indian Territory,

Dear Sir:

Receipt is hereby acknowledged of your letter of February 24, asking what further evidence is necessary in the matter of the application of George W. Berry for enrollment as an intermarried citizen of the Choctaw Nation.

In reply to your letter you are advised that the Commission is now considering the application of George W. Berry for enrollment as an intermarried citizen of the Choctaw Nation and when a decision is reached you will be notified of the action taken. It is believed that further evidence in this case is not necessary.

Respectfully,

Chairman.

Muskogee, Indian Territory, April 8, 1906.

George Berry,

Roff, Indian Territory.

Dear Sir:

Receipt is hereby acknowledged of the affidavits of Nancy Berry and James W. Gilbert to the birth of Eddie Berry, son of George and Nancy Berry, February 6, 1903, and the same have been filed with our records as an application for the enrollment of said child.

Respectfully,

Commissioner in Charge.

7-9

Muskogee, Indian Territory, May 9, 1906.

Nancy Berry,

Roff, Indian Territory,

Dear Madam:

Receipt is hereby acknowledged of the affidavits of Nancy Berry and Dr. J.H. Gilbert, to the birth of Julius Berry, son of George and Nancy Berry, August 7, 1905, and the same have been filed with the records of this office as an application for the enrollment of said child.

Respectfully,

Acting Commissioner.

10 Eva P. Gallamore et al Granted

Elonzo W. Gallamore Transferred from Choctaw D# 267 10-31-04

CHOCTAW 10

Eva P. Gallamore, et al.

GRANTED.

Elonzo W. Gallamore transferee
from CHOCTAW: II # 267 - 10-31-04

In the matter of the application for the enrollment of Elonzo W. Gallamore as a citizen by intermarriage of the Choctaw Nation,

7-D-267.

Commission to the Five Civilized Tribes,

Hartshorne, Indian Terr.

In matter of enrollment of W. W. Gallamore as intermarried Choctaw citizen; being sworn and examined by Com'r McKennon he testifies:

Q What is your name? A E W. Gallimore.

Q How old are you? A Thirty-four years old.

Q You present here a license issued by J.M.Sherred County Clerk of Cedar County, dated July 1st, 1899, to Marry Miss E.P Donnelly, a citizen of the Choctaw Nation, with a marriage certificate of H. B. Milner, a Minister of the Gospel, dated 19th day of July, 1899, had you been married to this woman before?

A Yes sir.

Q When? A 19th day of May.

Q What year ? A I have forgot now; it has been about six years ago.

Q 19th day of May then 1893 that would be? A Yes sir.

Q You were married to her under United States Laws were you?

A Yes sir.

Q Then this is a re-marriage in order to comply with the Choctaw Law? A Yes sir.

Q She was not E.P.Donnelly when you married her last under this license? A No, that was her maiden name.

Q She had been going by your name several years? A Yes sir, for th e last six years.

Q You were not divorced from her? A No sir.

Department of the Interior,
Commission to the Five Civilized Tribes.

I hereby certify, upon my official oath as stenographer to above named Commission, that this transcript is a true, full and correct translation of my stenographic notes.

M D Green

Department of the Interior
Commission to the Five Civilized Tribes
Pauls Valley, I.T. October 21, 1902.

Choctaw D-267.

In the matter of the application for enrollment as a citizen by intermarriage of the Choctaw Nation of Elonzo W. Gallamore.

Joe Colbert being first duly sworn testified as follows:

Examination by the Commission

Q What is your name? A Joe E. Colbert.
Q How old are you? A Forty-five.
Q What is your post office address? A Wayne, I.T.
Q Are you a citizen of either the Choctaw or Chickasaw Nations? A Yes; the Chickasaw Nation.
Q Do you know Elonzo W. Gallamore? A I knew Mr. Gallamore as a boy but I don't know thether that is the boy; they called him Walter up there all the time.
Q Where is he now? A In New Mexico.
Q His family with him? A Yes, sir.
Q What are they doing in New Mexico? A His wife has consumption.
Q When did they go there? A They went there some time in September.
Q How long have you known Mr. Gallamore? A About eight years.
Q He was married to a citizen of the Chickasaw Nation first in 1893 under a United States license and then subsequently married the same woman under a Chickasaw license in 1899? A That is what I under stood.
Q Has he since his marriage to his wife in 1899 lived with her continuously? A Yes, sir.
Q There has been no separation, desertion or divorce? A None whatever.
Q They are now living together as man and wife? A Yes, sir.

Witness excused.....

W. R. Fox called as a witness being first duly sworn testified:

Q What is your name? A W. R. Fox.
Q How old are you sir? A Forty-nine.
Q Are you a citizen of either the Choctaw or Chickasaw Nations? A Choctaw by marriage.
Q Citizen by marriage of the Choctaw Nation? A Yes, sir.
Q Do you know Elonzo W. Gallamore? A Yes, sir.
Q How long have you known him? A I don't know about ten years.
Q Where is he now? A He is in Albuquerque, New Mexico.
Q What is he doing there? A He is out there for his wife's health

Q When did he go there? A Something near the middle of September
Q Of this present year? A Yes, sir.
Q Mr. Gallamore was married to his wife first nine or ten years ago? A Yes, sir.
First under a United States license? A Yes, sir.
Q Then afterwards he married her under a Chickasaw license? A Yes, sir.
Q Since the first marriage in 1893 have you known them continuously A Yes, sir.
Q Have they lived together as man and wife? A Yes, sir.
Q There has been no separation, desertion or divorce? A No, sir.

G. Rosenwinkel being duly sworn on his oath states that as stenographer to the Commission to the Five Civilized Tribes he reported in full a ll the proceedings had in the above entitled cause on October 21,1902, and that the above and foregoing is a full, true and correct transcript of his stenographic notes in said cause on said date.

G Rosenwinkel

Subscribed and sworn to before me this 2 day of November 1902.

R B Jackson
Notary Public.

7-D-26[illegible].

DEPARTMENT OF THE INTERIOR,
COMMISSION TO THE FIVE CIVILIZED TRIBES.
Muskogee, Indian Territory July 18, 1904.

In the matter of the application of Elonzo W. Gallamore as a citizen by intermarriage of the Choctaw Nation.

Elonzo W. Gallamore being first duly sworn testifies as follows:

Examination by the Commission:

Q What is yourname? Elonzo W. Gallamore.
Q What is your post office address? Purcell.
Q Chickasaw Nation? A Yes, sir.
Q You are a white man? A Yes, sir.
Q Claim no rights as a Choctaw or Chickasaw by blood? Not at all.
Q You claim as a citizen by intermarriage? A Yes, sir.
Q Claim your right through whom? Eva P. Donly.
Q Was she your first wife? A Yes, sir?
Q Were you her first husband? A Yes, sir.
Q Were you married under a tribal license? A Yes, sir.
Q Have you got that withyou? A That ought to be attached here they were recorded in Cedar County and the license and certificate were both sent back here or should be here.
Q There is on file with the Commission what purports to be a certified copy of a license and certificate of E. W. Gallamore and Miss E. P. Donly; is that E. W.Gallamore yourself? A Yes, sir.
Q That E. P? Donly is your wife? A Yes, sir.

Eva P. Donly, wife of the applicant, is identified on Choctaw field card number 10 and is numbered 25 on the final roll approved By the Secretary of the Interior on December 12, 1902.

Q Where were you married? A South [illegible]lester.
Q Whoctaw Nation? A Yes, sir.
Q At the time of your marriage to Eva P. Donly were you and she both residents of the Choctaw Nation? A Yes, sir.
Q Had been some time? A Yes, sir.
Q When were you married? A July 19, 1899.
Q You were married to her before that were you? A Yes, sir, under United States license at Sherman, Texas.
Q Was this a remarriage? A Yes, sir.
Q Was there any divorce in the meantime? A Not at all.
Q Since your marriage to her in 1899 where have you and she lived? A In the Chickasaw Nation but I have been in New Mexico off and on for her health.

Q Where has been your permanent residence since your marriage?
A In the Chickasaw Nation.
Q For both you and your wife? A Yes, sir.
Q Have you lived with her since your marriage up to and including September 25, 1902? A Yes, sir.
Q Have you resided continuously in the Chickasaw Nation all the time? A I was in New Mexico two years for her health.
Q When? A Year ago last September since we got back.
Q You came back in 1902? A Yes, sir, we were there one year?
Q What was your business there at that time? A I was in the employ of the railroad part of the time and in a grocery store part of the time.
Q Dis you abandon your residence in the Chickasaw Nation during that time? A No, sir.
Q Was your wife sick? A Yes, sir.
Q And you went there for her health? A Yes, sir?
Q Did you have any property interests in the Chickasaw Nation during that time? A Yes, sir.
Q What were they? A I had some land and stock.
Q When you went to New Mexico did you go with the intention of returning? A Yes, sir.
Q And did you return? A Yes, sir.
Q Is it your present intention to make that your home? A Yes, sir, so far as my wife's health will permit to.

Witness excused.

Chas. T. Difendafer being first duly sworn states that the above is a full, true and correct trasscript of his stenographic notes taken in said cause on said date.

Chas. T. Difendafer

Subscribed and sworn to before me this 18th day of July 1904.

Charles H. Sawyer

Notary Public.

Choctaw Nation.)
)
Cedar County.)

To any person authorized by law of the Choctaw Nation to solemnize Marriage-GREETING:

Know ye that I, J. M. Sherred, County Clerk of Cedar County C. N., do hereby grant a License unto E. W. Gallamore, a citizen of the U. S. age 34 years, Miss E. P. Donley, a citizen of the Choctaw Nation age 23 years. The said E. W. Gallamore having presented to me a certificate signed by 10 respectable Choctaw citizens by blood , who stating the said E. W. Gallamore, is a good moral character and that the had been acquainted with said E. W. Gallamore for years and the said E. W. Gallamore, having taken the oath required by laws of the Choctaw Nation.

Given under my hand and seal of office, this 1st, day of July A. D. 1899.

J. M. Sherred,
Co. Clerk.

Sworn to and subscribed before me this 1st, day of July A. D. 189

J. M. Sherred,
Co. Clerk.

(SEAL)

Endorsed on back as follows:

I, H. B. Milner, a Minister of the Gospel do hereby certify that on the 19th, day of July, 1899, I did duly and according to law as contained in the foregoing license, solemnize the Rite and publish the Bans of Matrimony between the parties therein named.

Witness my hand this the 19th, day of July, 1899. My credentials are recorded in Book B. page 122 in the United States Clerk's office at South McAlester, I.T.

H. B. Milner, M.G.

I, J. M. Sherred, Clerk of Cedar Co. C.N. aforesaid, do hereby certify that the license for and certificate of the Marriage of K. W. Calumore and Miss E. P. Donly, were filed and recorded in my office on record page 361.

Witness my hand this the 3rd, day of Aug. 1899.

J. M. Sherred, Jr.

Co. Clerk.

Marriage Licence

I J. M. Sherred clerk of Cedar Co C.N. afore said do hereby certify that the licence for & certificate of the Marriage of E. W. Galimore and Miss E. P. Kenly were filed and recorded in my office on Record Page 361 Witness my hand this 3 day of Aug 1849

J. M. Sherred Jr
Co Clerk

Choctaw Nation
Cedar County

To any person authorized by laws of the Choctaw Nation to solemnize Marriage Greeting:

Know ye that I J. M. Sherrel County Clerk of Cedar County C. N. Do hereby Grant License unto E. N. Gallamore a citizen of the U. S. age 34 years Miss E. P. Denby a Citizen of the Choctaw Nation age 23 years the said E. N. Gallamore having presented to me a certificate signed by 10 Respectable Choctaw citizens by blood who stating the said E. N. Gallamore is a good Moral character and that they had been acquainted with said E. N. Gallamore for years and the said E. N. Gallamore having taken the oath required by laws of the Choctaw Nation

Given under my hand and seal of office this 1st day of July A D 1894

J. M. Sherrel
Co Clerk

Sworn to and subscribed before me this 1st day of July A D 1894

J. M. Sherrel
Co Clerk

I. H. B. Milner, a minister of the Gospel do hereby certify, that on the 19th day of July, 1899 I did duly and according to law as contained in the forgoing license, solemnize the Rite and publish the Bans of Matrimony between the parties therein named.

Witness my hand this 19th day of July 1899.

My credentials are recorded in book E. page 122 in the United States clerks office at Louisville, Ky.

H. B. Milner. M. G.

7-D-267.

DEPARTMENT OF THE INTERIOR,
COMMISSION TO THE FIVE CIVILIZED TRIBES.

In the matter of the application for the enrollment of Elonzo W. Gallamore as a citizen by intermarriage of the Choctaw Nation.

--:--

D E C I S I O N.

It appears from the record herein that the applicant, Elonzo W. Gallamore, was first married to E. P. Gallamore (nee Donley) on May 19, 1893, at Sherman, Texas, that afterwards on July 19, 1899, said parties were remarried in accordance with the laws, customs and usages of the Choctaw Nation, that the said E. P. Gallamore (nee Donley) is a recognized and enrolled citizen by blood of the Choctaw Nation, whose name appears as Eva P. Gallamore, number 25 upon the lists prepared by this Commission under the Act of Congress approved July 1, 1902 (32 Stat., 641), of persons entitled to enrollment as citizens by blood of the Choctaw Nation, and approved by the Secretary of the Interior, December 12, 1902; that at the time of said last marriage both persons above mentioned were residents in good faith of the Choctaw Nation, and have lived together as husband and wife continuously ever since; that since his last marriage with said E. P. Gallamore the applicant had been a resident in good faith of the Chickasaw Nation up to and including September 25, 1902; except for about two years he temporarily resided in New Mexico for the benefit of his wife's health, returning to the Territory in September 1902; that during the time the applicant was in New Mexico, he had property interests in the Territory and intended at all times while so absent to return thereto.

It is, therefore, the opinion of this Commission that following the ruling of the Department in the case of Joseph D. Yeargain et al., (I. T. D. 2900-1903) Elonzo W. Gallamore should

be enrolled as a citizen by intermarriage of the Choctaw Nation, in accordance with the provisions of the Acts of Congress approved June 28, 1898 (30 Stat., 495) and July 1, 1902 (32 Stat., 641) and it is so ordered.

COMMISSION TO THE FIVE CIVILIZED TRIBES.

Chairman.

Commissioner.

Commissioner.

Muskogee, Indian Territory,

OCT [illegible]

Choctaw D-267

Muskogee, Indian Territory, October 15, 1904.

Alonzo W. Gallamore,

Purcell, Indian Territory.

COPY.

Dear Sir:

Enclosed herewith you will find a copy of the decision of the Commission to the Five Civilized Tribes, rendered October 15, 1904, granting your application for enrollment as a citizen by intermarriage of the Choctaw Nation.

The attorneys for the Choctaw and Chickasaw Nations have been furnished a copy of said decision and have been allowed fifteen days from the date of this notice within which to file protest against the action of the Commission in enrolling you as a citizen of the Choctaw Nation. If, at the expiration of said time, no protest has been filed, your name will be placed upon the final rolls of the citizens of the Choctaw Nation to be submitted to the Secretary of the Interior for his approval.

Respectfully,

Tams Bixby.

Chairman.

Registered.
Enc. 7-D267.

Choctaw D-867

Muskogee, Indian Territory, October 15, 1904.

Mansfield, McMurray & Cornish,

Attorneys for the Choctaw and Chickasaw Nations,

South McAlester, Indian Territory. COPY.

Gentlemen:

Enclosed herewith you will find a copy of the decision of the Commission, rendered October 15, 1904, granting the application for the enrollment of Alonzo W. Gallamore as a citizen by intermarriage of the Choctaw Nation.

You are hereby notified that you will be allowed fifteen days from the date of this notice within which to file protest against the action of the Commission in enrolling said applicant as a citizen of the Choctaw Nation.- If, at the expiration of said time, no protest has been filed, his name will be placed upon the final rolls of the citizens of the Choctaw Nation to be submitted to the Secretary of the Interior for his approval.

Respectfully,

(SIGNED) Tams Bixby.

Chairman.

Registered.
Enc. 7-D867.

For reg. slip see 7-D-255

CHOCTAW.

IN RE

Application for Enrollment of

INFANT CHILD.

Lucile Gallamore

As a citizen of the

Choctaw Nation.

NOV 26 1901

Approved 1

Commissioner.

DEPARTMENT OF THE INTERIOR,
COMMISSION TO THE FIVE CIVILIZED TRIBES.
FILED
NOV 26 1901

ACTING CHAIRMAN

CHOCTAW.

10

Department of the Interior,

COMMISSION TO THE FIVE CIVILIZED TRIBES.

IN RE Application for Enrollment, as a citizen of the Choctaw Nation,
Indians, born on the 19th day of November, 1901.

Name of father: Elonzo W. Gallamore, a citizen of the Choctaw Nation.
Name of mother: Eva P. Gallamore, a citizen of the Choctaw Nation.
by intermarriage / by blood

Post Office: Rufe, I.T.

AFFIDAVIT OF MOTHER.

UNITED STATES OF AMERICA,
INDIAN TERRITORY,
Southern District.

I, Eva P. Gallamore, on oath, state that I am 27 years of age and a citizen, by blood of the Choctaw Nation; that I am the lawful wife of Elonzo W. Gallamore, who is a citizen, by intermarriage of the Choctaw Nation; that a female child was born to me on the 19th day of November, 1901; that said child has been named Lucile Gallamore and is now living.

× Eva P. Gallamore.

Subscribed and sworn to before me this 22 (23rd) day of November, 1901

Fr. Miller
Notary Public.

AFFIDAVIT OF ATTENDING PHYSICIAN, OR MIDWIFE.

UNITED STATES OF AMERICA,
INDIAN TERRITORY,
Southern District.

I, Joseph O. Childs, a Physician, on oath, state that I attended Eva P. Gallamore, wife of Elonzo W. Gallamore on the 19th day of November, 1901; that there was born to her on said date a female child; that said child is now living and is said to have been named Lucile Gallamore

J. O. Childs M.D.

Subscribed and sworn to before me this 25th day of November, 1901.

Fr. Miller
Notary Public.

Muscogee, Indian Territory,

August 18th, 1900.

Alonzo W. Gallamore,

Purcell, Indian Territory,

Dear Sir:

You are hereby notified that the Choctaw Nation, through its attorneys, Pearl McCannon, Mansfield, McMurray, & Cornish, has filed with this Commission a notice of protest to your enrollment as a citizen of the Choctaw Nation.

The Commission, commencing December 3rd, 1900, will hold a session at Atoka, Indian Territory. At that time both you and the Choctaw Nation will be permitted to offer additional testimony and written arguments in this case, and this hearing will be final.

Yours truly,

Acting Chairman.

2-D-267.

Muskogee, Indian Territory, September 28, 1900.

Elonzo W. Gallamore,

Care J. F. Sharp, Attorney at Law,

Purcell, Indian Territory.

Dear Sir:

The Commission is in receipt of your letter of the 26th instant in which you request to be informed if there is filed with the records of this Commission your marriage license and also as to what further proof it will be necessary for you to present to the Commission at the session at Ateka beginning December 3rd, 1900.

You are informed that there is filed with the records of this Commission, the marriage license and certificate under the laws of the Choctaw Nation of E. W. Gallamore and Miss M. P. Donly, having been married July 19th, 1899, said marriage license and certificate being recorded in the records of Cedar County, Choctaw Nation on Record Page 361.

As to what Further [illegible] will be necessary for you to bring before the Commission at its session at Ateka next December, you are informed that the Commission wrote you September 18th stating that the Commission was in possession of a sufficient statement of facts in your case upon which to base a decision and that it would not be necessary for you to appear at Ateka. The question raised as to your right to enrollment is under your second marriage, it appearing that you were first married to your wife, M. P. Donly in 1898 under the laws of the United States and subsequently married to her under the laws of the Choctaw Nation, July 19th, 1899. As to [illegible]

case, the Commission fully informed you in its letter of the 18th instant.

Yours truly,

Acting Chairman.

In reply please
refer to 7-D-257

Muskogee, Indian Territory, September 18, 1900.

Alonzo W. Gallamoore,

Purcell, Indian Territory.

Dear Sir:-

Since notifying you on August 18, 1900, of the protest filed by the Choctaw Nation to your enrollment as a citizen of the Choctaw Nation, the Commission has been furnished by the Nation with the grounds upon which objection is made to your enrollment. The question raised is to your right to enrollment under your second marriage.

The Commission is in possession of a sufficient statement of facts upon which a decision may be rendered and in your case it will not be necessary for you to appear at the appointment at Atoka beginning December 3rd, 1900.

The Commission will accept and consider any written arguments on questions of law submitted on behalf of the Choctaw Nation at any time prior to February 1st, 1901, and on your behalf at any time prior to March 1st, 1901.

As soon thereafter as practicable the Commission will consider and finally determine your right to enrollment and the decision of the Commission, stating fully its reasons for any action that may be taken, will be mailed to you.

Yours truly,

Acting Chairman.

T-D-257

DEPARTMENT OF THE INTERIOR,
COMMISSION TO THE FIVE CIVILIZED TRIBES.

Record in the matter of the application for enrollment as a citizen by intermarriage of the Choctaw Nation of:

LEE BROUGHTON 7-11.

Department of the Interior
Commission to the Five Civilized Tribes
Ada, I.T. November 12,1902.

Choctaw 11.

In the matter of the application for enrollment as a citizen by intermarriage of the Choctaw Nation of Lee Broughton.

Lee Broughton being first duly sworn testified as follows:

Examination by the Commission

Q What is your name? A Lee Broughton.
Q What is your age? A Twenty-nine.
Q What is your post office address? A Ada.
Q How long have you livedin the Chickasaw Nation? A I have been here about eight years to the best of my recollection.
Q Have you lived here continuously for the past eight years? A Yes,sir.
Q Never made your home anywhere else during that time? A No,sir.
Q Do you olaim intermarriedrights in the Choctaw Nation? A Yes,sir
Q What is the name of your Indian wife? A Ida Barnett.
Q Is she a recognized and enrolled citizen of the Choctaw Nation? A Yes,sir.
Q Her rights have never been questioned? A No,sir.
Q When were you married to Ida Barnett? A 1893.
Q Where was this marriage ceremony performed? A Out here near Allen Allen.
Q In what Nation? A In the Choctaw Nation.
Q At that time were you living in the Choctaw Nation? A Yes,sir.
Q How long had you lived there previous to your marriage? A I had lived there about five years.
Q Continuously? A Yes,sir.
Q Was your wife a resident of the Choctaw Nation at that time? A Yes,sir.
Q Both of you were bonafide residents of the Choctaw Nation? A Yes,sir.
Q Were you married in accordance with the Choctaw law? A Yes,sir.
Q From whom did you procure your license? A I declare I could not tell you is name now.
Q An official of the Choctaw Nation? A Yes,sir.
Q How much did you pay for that license? A One hundred dollars.
Q Who performedthe marriage ceremony? A A man by the name of Deaton.
Q Was he a Minister of the Gospel? A Yes,sir.
Q Were you ever married before your marriage to Ida Barnett? A No,sir.
Q Was she ever married before her marriage to you? A No,sir.
Q Is she living at the present time? A No,sir.
Q When did she die? A 1895.
Q Seven years ago? A Yes,sir.
Q How does it happen that you listed her for enrollment in 1898? A I never listed her; I listed myself.
Q Your wife is on the 1896 Choctaw census roll and she is listed for enrollment as a citizen of the Choctaw Nation; who did that? A I could not tell you.
Q What is the name of your wife's father? A Judge Barnett.
Q What is the name of her mother? A I declare I don't remember her first name;--Lizzie though if I am not mistaken.
Q Did you make personal appearance before the Commission in 1899 for enrollment as an intermarried citizen of the Choctaw Nation?

A Yes; at Stonewall.
Q Did you tell the Commission at that time that your wife was dead? A I did, certainly if they asked me, but, I don't remember whether they asked me anything about it.
Q You are certain that she died in 1895? A Yes,sir.
Q From the time of your marriage to Ida Barnett in 1893 up to the time of her death did you live together as husband and wife? A Yes,sir.
Q There was no separation, abandonment or divorce? A No,sir.
Q Since her death in 1895 have you remarried? A Yes,sir.
Q What is the name of your present wife? A Her name is Doyle.
Q Her full name please? A Rosie Doyle.
Q She is a white woman? A Yes; I guess so at present; she has never got her claim closed up yet.
Q Did she ever claim to be a citizen in any tribe? A Cherokee I think----No, it is Choctaw.
Q Did she ever appear before the Commission and make application for enrollment as a member of that tribe? A No,sir.
Q Has she ever been recognized or enrolled as a member of that tribe of Indians? A No,sir.
Q Just claimed that she had? A Yes,sir.
Q When were you married to Rosie Doyle? A It has been about four years I guess.
Q Four years ago? A Yes; about four years ago.
Q Was that before or after the enrollment in 1898? A I believe if I was married then,--Yes, I believe I was married then.
Q Did you obtain a license to marry Rosie Doyle? A Yes, sir.
Q From whom? A I don't know his name; it was down at McAlester.
Q Obtained a United Stateslicense? A Yes,sir.
Q Where did you live at the time of your marriage to Rosie Doyle? A I was living in the Choctaw Nation right on the line, just as much in the Choctaw or Chickasaw.
Q Did you not state that you had been a continuous resident of the Chickasaw Nation for the past eight years a while ago? A My parents lived there and some times I was with them.
Q You considered this your home? A Yes; I had a farm here.
Q Were you workingthat place? A Yes; worked at a gin with my father.
Q You are at present a bonafide resident of the Chickasaw Nation? A Yes,sir.

G. Rosenwinkel being duly sworn on his oath states that as stenographer to the Commission to the Five Civilized Tribes he reported in full all the proceedings had in the above entitled cause on November 12, 1902, and that the above and foregoing is a full, true and correct transcript of his stenographic notes in said cause on said date.

G Rosenwinkel

Subscribed and sworn to before me this 2 day of January 1903.

Chas. W. Sawyer
Notary Public.

1

All to whom it may concern
that L. F. Broughton a citizen of
the U. S. has this day complied with
the requirements of the existing laws
of the Chickasaw Nation and applied
at this office by a petition with rec-
ommendation for a marriage license
Therefore I J. A. Burris County Judge
of Pontotoc County, Chickasaw Nation
do this day grant the said petition
and issue marriage license said
L. F. Broughton to marry Miss Ida
Burnett a member of the Chickasaw
Nation in accordance with the law
governing same. Given under my hand
this the 18th day of Oct. A. D. 1893.

J. A. Burris
County Judge of Pontotoc
County.

I have this day united in the holy bonds
of matrimony the parties herein named
This Oct. 20th A. D. 1893.

A. J. Deaton

This marriage certificate is recorded
in the record by me on 3rd day of Nov. 1893.

W. Columbus, County
Clk. Pontotoc county, C. N. (over)

Clerks Office

Pontotoc Co. C. N.

This is to certify that the above & foregoing copies of the marriage license & the marriage certificate are true & correct copies of the original as found recorded at page 166 book A. of the marriage record in my office this the 5th day of Oct. A. D. 1896

George E. Colbert County and Probate Clk of Pontotoc County,
C. N.

Choctaw 11.

In the matter of the enrollment of Lee Broughton as an intermarried citizen of the Choctaw Nation.

PROTEST of
Choctaw and Chickasaw Attorneys

DEPARTMENT OF THE INTERIOR.
COMMISSION TO THE FIVE CIVILIZED TRIBES.
FILED
FEB 6 1904

BEFORE THE COMMISSION TO THE FIVE CIVILIZED TRIBES.

In the matter of the application for the enrollment of Lee Broughton as a citizen by intermarriage of the Choctaw Nation, Choctaw Field No. 11.

- - - - - - -

We hereby request, on behalf of the Choctaw and Chickasaw Nations, that final decision in t is case be postponed until final decision by the Choctaw and Chickasaw Citizenship Court in the case of B. F. Thompson vs. Choctaw and Chickasaw Nations, No. 38 on the South McAlester Docket, in which the said court will decide the question of the validity of that portion of the intermarriage laws of the Choctaw Nation providing for the forfeiture of citizenship of white persons who separate from their Indian spouses, which question is involved in the case to which this communication refers.

This request is filed under authority granted by the Honorable Secretary of the Interior in his communication to the Commission to the Five Civilized Tribes upon the subject, dated November 18, 1903.

Attorneys for the Choctaw & Chickasaw Nations.

January 23, 1904.

DEPARTMENT OF THE INTERIOR,
COMMISSION TO THE FIVE CIVILIZED TRIBES.
FILED
FEB 25 1905
CHAIRMAN.

United States of America,
Indian Territory,
Southern District.

Lee Broughton, affiant herein, says that he is thirty-one years of age, and that he resides at Ada, in the Chickasaw Nation, Indian Territory; that he is the identical Lee Broughton who married Ida Barnett in ~~Nov.~~ Oct 1893. That said marriage occurred at the home of Jack Barnett, ~~father~~ father of said Ida Barnett. That said Jack Barnett then resided and said marriage occurred in the country at a point about four or four and a half miles west of South from Allen, I. T. That said house where said marriage occurred was situated within a few feet of, and West of the line dividing the Choctaw and Chickasaw Nations; that after said marriage was solemnized and before this affiant testified in this matter of his application for enrollment before the Commission to the Five Civilized Tribes at Ada, in November, 1902 the said line dividing said Nations was resurveyed, and at the point where the said home of said Jack Barnett had formerly lived and this affiant had been married the new line ran several yards West of the old line, and threw said house in the Choctaw Nation; that at the time this affiant testified at Ada he stated that he was married in the Choctaw Nation because he had in mind the fact that the place where he ~~was~~ married was at ~~that~~ the time he testified in said Nation. Affiant states that the house where he was married was at the time of his marriage in the Chickasaw Nation, and that he and Ida Barnett whom he married both resided in the Chickasaw Nation at the time of his marriage with her, and that he has resided continuously in the Chickasaw Nation since said marriage, in 1893, and had so resided in the Chickasaw Nation for a period of about two years before his said marriage with Ida Barnett.

Lee Broughton

Subscribed and sworn to before me this the 18th. day of Feb. 1905.

J. F. McKee
Notary Public.

7-11

DEPARTMENT OF THE INTERIOR,

COMMISSION TO THE FIVE CIVILIZED TRIBES.

In the matter of the application for the enrollment of Lee Broughton as a citizen by intermarriage of the Choctaw Nation.

--: D E C I S I O N :--

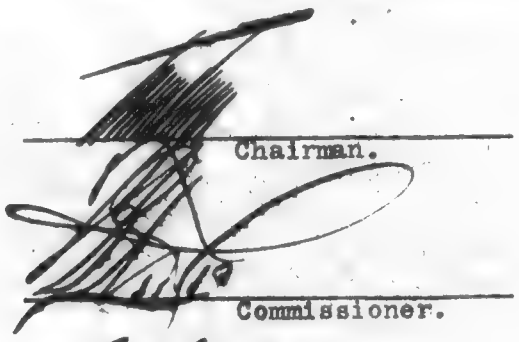
It appears from the record herein that on October 20, 1893 the applicant was married in accordance with the laws, customs and usages of the Chickasaw Nation to Ida B. Broughton (nee Barnett), a recognized and enrolled citizen by blood of the Choctaw Nation whose name appears as number 29 upon the lists prepared by this Commission, under the provisions of the act of Congress approved July 1, 1902 (32 Stat., 641), of persons entitled to enrollment as citizens by blood of the Choctaw Nation and approved by the Secretary of the Interior on December 12, 1902 but whose enrollment was cancelled by direction of the Secretary of the Interior on July 8, 1904, she having died July 11, 1895; that at the date of said marriage both persons above mentioned were residents in good faith of the Chickasaw Nation; that they lived together in said nation as husband and wife until the death of the said Ida B. Broughton in the year 1895; that thereafter the applicant was married to Rosie Doyle, a noncitizen, and that the applicant had been a resident in good faith of the Chickasaw Nation since the date of his marriage with the said Ida B. Broughton in 1893 up to and including September 25, 1902.

Upon an examination of the tribal rolls in the possession of the Commission the applicant (as L. F. Broughton) is identified upon the 1896 Choctaw Census Roll, Chickasaw District, number 14355, enrolled thereon as a citizen by intermarriage of said nation.

It is, therefore, the opinion of this Commission that, following the ruling of the Department in the case of

Thornton D. Pearce (I.T.D. 4060-1904) relative to the question of forfeiture, Lee Broughton should be enrolled as a citizen by intermarriage of the Choctaw Nation, in accordance with the provisions of the acts of Congress approved June 28, 1898 (30 Stat., 495) and July 1, 1902 (32 Stat., 641), and it is so ordered.

COMMISSION TO THE FIVE CIVILIZED TRIBES,



Chairman.

Commissioner.

Commissioner.

Muskogee, Indian Territory,

MAR 2 7 1905

COPY. 7-11

Muskogee, Indian Territory, March 27, 1905.

Lee Broughton,

Ada, Indian Territory.

Dear Sir:

Inclosed herewith you will find a copy of the decision of the Commission to the Five Civilized Tribes, rendered March 27, 1905, granting your application for enrollment as a citizen by intermarriage of the Choctaw Nation.

The attorneys for the Choctaw and Chickasaw Nations have been furnished a copy of said decision and have been allowed fifteen days from the date of this notice within which to file protest against the action of the Commission in enrolling you as a citizen of the Choctaw Nation. If at the expiration of that time no protest has been filed, your name will be placed upon the final rolls of the citizens of the Choctaw Nation to be submitted to the Secretary of the Interior for his approval.

Respectfully,

ENGINEER

Tams Bixby

Chairman.

Registered.

Incl. 7-11.

7-11

COPY.

Muskogee, Indian Territory, March 27, 1905.

J. F. McKeel,

Ada, Indian Territory.

Dear Sir:

You are hereby notified that the Commission to the Five Civilized Tribes, on March 27, 1905, rendered its decision granting the application for the enrollment of Lee Broughton as a citizen by intermarriage of the Choctaw Nation.

The attorneys for the Choctaw and Chickasaw Nations have been furnished a copy of said decision and have been allowed fifteen days from the date of this notice within which to file protest against the action of the Commission in enrolling said applicant as a citizen of the Choctaw Nation. If at the expiration of that time no protest has been filed, his name will be placed upon the final rolls of the citizens of the Choctaw Nation to be submitted to the Secretary of the Interior for his approval.

Respectfully,

SIGNED

Tams Bixby

Chairman.

Registered.

9-11

COPY.

Muskogee, Indian Territory, March 27, 1905.

Mansfield, McMurray & Cornish,

Attorneys for Choctaw and Chickasaw Nations,

South McAlester, Indian Territory.

Gentlemen:

Inclosed herewith you will find a copy of the decision of this Commission rendered March 27, 1905, granting the application for the enrollment of Lee Broughton as a citizen by intermarriage of the Choctaw Nation.

You are hereby advised that you will be allowed fifteen days from the date of this notice within which to file protest against the action of the Commission in enrolling said applicant as a citizen of the Choctaw Nation. If at the expiration of that time no protest has been filed, his name will be placed upon the final rolls of the citizens of the Choctaw Nation to be submitted to the Secretary of the Interior for his approval.

Respectfully,

Tams Bixby

Chairman.

Registered.

Inel. 9-11

See 7-5387 for registry receipt for this letter.

7-11.

Muskogee, Indian Territory, September 8, 1902.

John Broughton,

Ada, Indian Territory.

Dear Sir;

Receipt is hereby acknowledged of your letter of the 4th inst., requesting to be advised if L.F. Broughton is enrolled as an intermarried citizen of the Choctaw Nation.

You are informed that it appears from our records that Lee Broughton, 25 years of age, of Ada, Indian Territory, was duly listed for enrollment as an intermarried citizen of the Choctaw Nation by this Commission, September 3, 1898; having been identified from the 1896 Choctaw census roll as an intermarried citizen of the Choctaw Nation residing in the Chickasaw District.

Yours truly,

Acting Chairman.

7-11

Muskogee, Indian Territory, October 1, 1904.

M. K. Elliott,

Tyrola, Indian Territory.

Dear Sir:-

Receipt is hereby acknowledged of your letter of September 27, 1904, requesting to be advised relative to the status of the application for enrollment of L. F. Broughton as an intermarried citizen of the Choctaw Nation.

You are advised that the Commission has not yet passed upon the application for enrollment of Lee Broughton as an intermarried citizen of the Choctaw Nation. As soon as a decision is reached in his case he will be duly notified of the action taken therein.

Respectfully,

Chairman.

7-11

Muskogee, Indian Territory, October 25, 1904.

Minerva K. Elliott,

Tyrola, Indian Territory.

Dear Madam:-

Receipt is hereby acknowledged of your letter of the 20th instant, requesting information relative to the status of the application for enrollment of Lee J. Broughton.

You are advised that the Commission has not yet passed upon the application of Lee J. Broughton for enrollment as an intermarried citizen of the Choctaw Nation. Applications of persons for enrollment as citizens by intermarriage of the Choctaw and Chickasaw Nations are being considered as rapidly as practicable and as soon as a decisions is reached in this case the applicant will be duly notified of the action taken therein.

Respectfully,

Chairman.

Choctaw 11

Muskogee, Indian Territory, February 9, 1904.

Lee Broughton,

Ada, Indian Territory,

Dear Sir:

You are hereby advised that under direction of the Secretary of the Interior of November 18, 1903, and upon a protest filed with the Commission by the attorneys for the Choctaw and Chickasaw Nations dated January 23, 1904, no further action will be taken relative to your enrollment as an intermarried citizen of the Choctaw Nation until the Commission is further instructed by the Secretary of the Interior.

Respectfully,

Commissioner in Charge.

7-11

Muskogee, Indian Territory, February 8, 1905.

S. F. Doyle,

523 South A Street,

South McAlester, Indian Territory.

Dear Sir:

Receipt is hereby acknowledged of your letter of February 4, 1905, asking if Lee Broughton is on the approved Choctaw roll.

In reply to your letter you are informed that the Commission has not yet passed upon the application of Lee Broughton for enrollment as an intermarried citizen of the Choctaw Nation.

Respectfully,

Chairman.

7-11

Muskogee, Indian Territory, February 28, 1905.

J. F. McKeel,

Ada, Indian Territory.

Dear Sir:

Receipt is hereby acknowledged of your letter of February 28, 1905, enclosing the affidavit of Lee Broughton as to his residence at the time of his marriage which you offer in support of his application for enrollment as an intermarried citizen of the Choctaw Nation and the same has been filed with the record in this case.

Respectfully,

Commissioner in Charge.

1-A

7-11

Muskogee, Indian Territory, February 10, 1905.

Lee Broughton,

Ada, Indian Territory.

Dear Sir:

In the matter of your application for enrollment as a citizen by intermarriage of the Choctaw Nation, you are requested to at once forward to the Commission your affidavit setting forth your actual place of residence on October 20, 1893, on which date you were married to Ida Barnett, through whom you claim.

It appears from the record in your case that you were married under tribal license issued by the Chickasaw Nation, and it is necessary before your application can be finally passed upon that the Commission be furnished with the affidavit above requested.

You will please give this matter your prompt attention as the Commission is desirous of disposing of this application without further delay.

Respectfully,

Chairman.

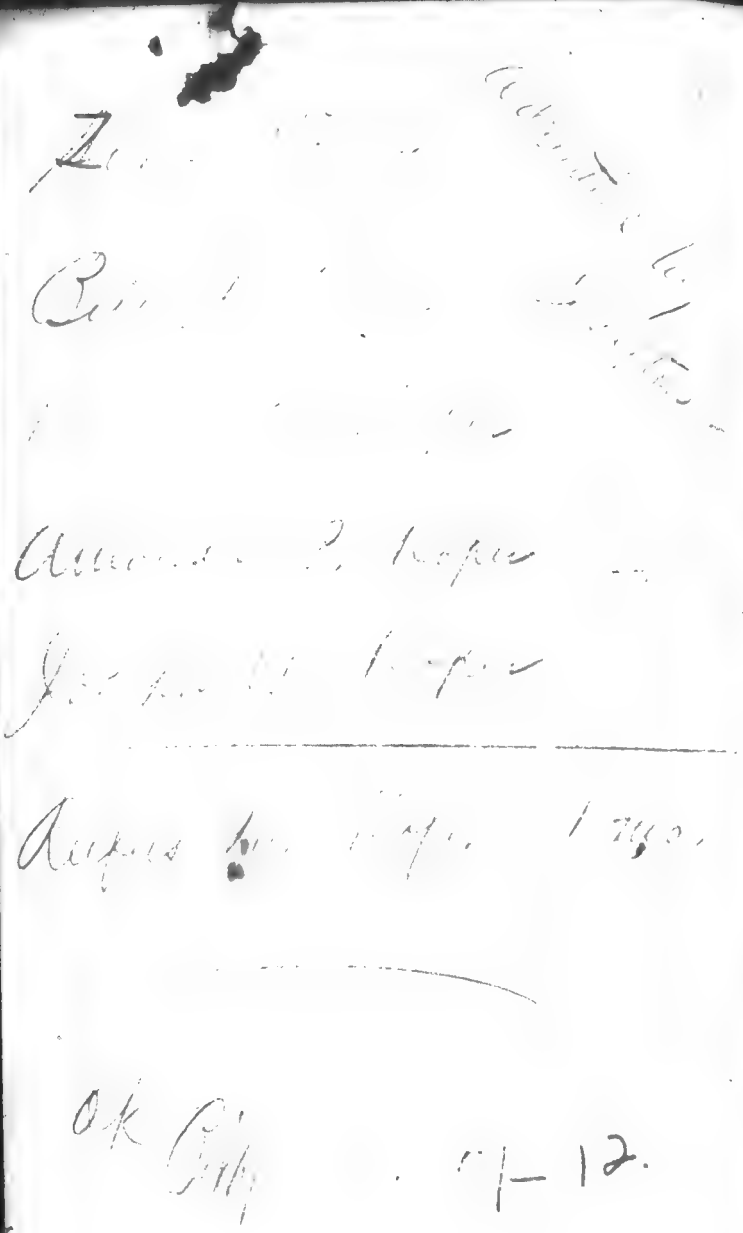
12	Zora Roper et al		Dismissed	Jan 21, 1905

DEPARTMENT OF THE INTERIOR,
COMMISSION TO THE CIVILIZED TRIBES.

Record in the matter of the application for the enrollment as citizens by blood of the Choctaw Nation of-

Rufus M. Roper
William Henry Roper

7-12.



Affidavit of Zora Roper:

My name is Zora Roper. I am the same Zora Roper whose name appears in the judgment of the U. S. Court for the Central District of the Indian Territory in the case of Zora ? Lewis et al vs The Choctaw Nation. I am the mother of Belle F.; Rhoda L.; Amanda P.; and Joseph W. Roper whose names also appear in said judgment. I am also the mother of Rufus M. Roper who was born since said judgment was rendered. At the time said suit for citizenship was filed myself and four oldest children, named above, were living in Pottawatomie County, Oklahoma Territory. In February 1898 I removed, with said children, to the Choctaw Nation where we continued to reside until August 1898 when we removed to the Chickasaw Nation. I first came to the Choctaw Nation with my parents in 1875 and continued to reside there until I went to Oklahoma Territory in 1892. My two oldest children, Belle F., and Rhoda L., were born in the Choctaw Nation before I went to Oklahoma Territory. My children Amanda P. and Joseph W. were born while I resided in Oklahoma Territory and Rufus M. was born in the Choctaw Nation since my return from Oklahoma Territory.

Zora Roper

Subscribed and sworn to before me this 2nd day of September 1898.

Commissioner.

Choctaw. ✓

20

IN RE

Application for Enrollment of

INFANT CHILD

William Henry Roper

as a citizen of

CHOCTAW .... Nation.

Approved, December 15 1900

Commissioner.

DEPARTMENT OF THE INTERIOR,
COMMISSION TO THE FIVE CIVILIZED TRIBES.
FILED
DEC 15 1900

ACTING CHAIRMAN.

Choctaw
12.

DEPARTMENT OF THE INTERIOR,

COMMISSION TO THE FIVE CIVILIZED TRIBES.

IN RE Application for Enrollment, as a citizen of the Choctaw Nation, of William Henry Roper (Here insert name of child), born on the 2nd day of November, 1900

Name of Father: H. C. Roper, a citizen of the United States ~~Nation.~~

Name of Mother: Zora Roper, a citizen of the Choctaw Nation.

Post-office, Bebe I.T.

AFFIDAVIT OF MOTHER.

UNITED STATES OF AMERICA, INDIAN TERRITORY, Southern District.

I, Zora Roper, on oath state that I am 33 years of age and a citizen, by Blood, of the Choctaw Nation; that I am the lawful wife of H. C. Roper, who is a citizen, ~~by~~ of United States, of the Nation; that a Male (male or female.) child was born to me on the 2nd day of November 1900, that said child has been named William Henry Roper; and is now living.

Zora Roper

WITNESSES TO MARK: (Must be Two Witnesses) M. C. Copeland, J. W. French

Subscribed and sworn to before me this 8th *day of* Dec *1900.*

Mount Morris
NOTARY PUBLIC.

AFFIDAVIT OF ATTENDING PHYSICIAN, OR MIDWIFE.

UNITED STATES OF AMERICA, INDIAN TERRITORY, Southern District.

I, R. F. King, a Physician, on oath state that I attended on Mrs. Zora Roper, wife of H. C. Roper, on the 2nd day of November, 1900, that there was born to her on said date a Male (male or female.) child; that said child is now living and is said to have been named William Henry Roper.

R. F. King M.D.

WITNESSES TO MARK: (Must be Two Witnesses) M. C. Copeland, J. W. French

Subscribed and sworn to before me this 8 *day of* Dec *190*0.

Mount Morris
NOTARY PUBLIC.

C-12.

DEPARTMENT OF THE INTERIOR,
COMMISSION TO THE FIVE CIVILIZED TRIBES.

In the matter of the application for the enrollment of Rufus M. Roper and William Henry Roper, as citizens by blood of the Choctaw Nation.

The applicants, Rufus M. Roper and William Henry Roper, claim the right to enrollment as citizens by blood of the Choctaw Nation through their mother, Zora Roper.

The right of the applicants' mother, Zora Roper to citizenship in the Choctaw Nation having been adversely determined by a decree of the Choctaw and Chickasaw Citizenship Court of December 3, 1904, in case number 58 upon the South McAlester Docket of said Court, it is hereby ordered that the application for the enrollment of Rufus M. Roper and William Henry Roper, as citizens by blood of the Choctaw Nation be dismissed.

Chairman.

Muskogee, Indian Territory.

JAN 21 1905

Choctaw 12

COPY

Muskogee, Indian Territory, January 21, 1905.

Zora Roper,

Bebee , Indian Territory,

Dear Madam:

Inclosed herewith you will find a copy of the order of this Commission dated January 21, 1905, dismissing the application for the enrollment of your minor children, Rufus M. Roper and William Henry Roper as citizens by blood of the Choctaw Nation.

Respectfully,

Tams Bixby

Chairman.

Registered.

Incl. 7-12.

COPY. Choctaw 12

Muskogee, Indian Territory, January 21, 1905.

Mansfield, McMurray & Cornish,

Attorneys for Choctaw and Chickasaw Nations,

South McAlester, Indian Territory,

Gentlemen:

Inclosed herewith you will find a copy of the order of this Commission dated January 21, 1905, dismissing the application for the enrollment of Rufus M. Roper and William Henry Roper as citizens by blood of the Choctaw Nation.

Respectfully,

[redacted]

Tams Bixby

Chairman.

Incl. 7-12.

7-12

Muskogee, Indian Territory, September 25, 1906.

G. H. Hughes,

Bebee, Indian Territory.

Dear Sir:

Receipt is hereby acknowledged of your letter of September 11, 1906, in which you state that you married Belle F. Roper and you desire to be enrolled as an intermarried citizen of the Choctaw Nation.

You are advised that it does not appear from the records of this office that application has been made by you or on your behalf for enrollment as an intermarried citizen of the Choctaw Nation, and as it appears that Belle F. Roper has been denied citizenship in the Choctaw Nation by the Choctaw and Chickasaw Citizenship Court you would not therefore be entitled to rights as an intermarried citizen through her.

Respectfully,

Commissioner.

7-12

Muskogee, Indian Territory, October 5, 1906.

G. H. Hughes,

Bebee, Indian Territory.

Dear Sir:

Receipt is hereby acknowledged of your letter of September 11, stating that you have married one of the Lewis heirs by the name of Belle Roper and asking that certain land described therein be set aside for her.

In reply you are advised that Belle F. Roper has been denied citizenship in the Choctaw Nation by the Choctaw-Chickasaw Citizenship Court and it does not appear that petition for a rehearing in this case has been filed under the ruling of the Department in the Leula West case. It is, therefore, impracticable to comply with your request to have certain land reserved for Belle F. Roper.

Respectfully,

Commissioner.

13 Angeline Taylor et al Granted

#5 & 6 Dismissed Jan 19, 1905
See Pet #C-130
Duplicate Record bound

DEPARTMENT OF THE INTERIOR
COMMISSION TO THE FIVE CIVILIZED TRIBES.

Record in the matter of the application for enrollment as citizens by blood of the Choctaw Nation of -

Ruthe Adams and Leona Tabor (Leaina Tabor).

7-13.

Commission to the Five Civilized Tribes,

Calvin, Indian Territory.

In the matter of enrollment of Leona Tabor as Choctaw by blood Angeline Tabor bein sworn and examined by Com'r McKennon states:

Q What is your name? Angelin Tabor.

Q How old are you? A Thirty-two.

Q You have three children, what are their names? A Willie and Lennie and Hirschel L. Tabor.

Q They were enrolled at Stonewall? A Yes sir.

Q You now want to enroll this child? A Yes sir.

Q What is its name? A Leona.

Q What is the dat of her birth? A 11th of January, 1897.

Q You were not admitted until the 19th day of January, 1898; t is child was born before the date of this judgment? A Yes sir.

Com'r McKennon: It is not included in this judgment and I have no authority to enroll it.

Department of the Interior,

Commission to the Five Civilized Tribes.

I hereby [illegible] as stenographer [illegible] Commission and this transcript is [illegible] correct [illegible] of my stenographic notes.

M D Green

(COPY)

Affidavit of Angeline Tabor.

Pontotoc County)
Chickasaw Nation, : SS
Indian Territory.)

My name is Angeline Tabor and I am the same person as the Angeline Tabor named in the judgment of the U.S.Court for the Central District of the Indian Territory in the case of Zora P.Lewis, et al, vs. The Choctaw Nation. I am the mother of Willie, Ben and Herschel L. Tabor named in said judgment. I first came to the Choctaw Nation with my mother from Mississippi in 1879 and have resided in the Indian Territory continuously since that time. At the time application for citizenship was filed with the Dawes Commission by Zora P. Lewis et al, myself and above named children were living in the Choctaw Nation. We removed from the Choctaw Nation to the Chickasaw Nation about September 1st, 1897 and have resided in the Chickasaw Nation continuously since said date.

(Signed) Angeline Tabor

Subscribed and sworn to before me this 2nd day of September, A. D. 1898.

(Signed) T. B. Needles,
Commissioner.

Pickens County,
Chickasaw Nation, } S. S.
Indian Territory

My name is Angeline Tabor and I am the same person as the Angeline Tabor named in the judgment of the U. S. Court for the Central District of the Indian Territory in the case of Zora P. Lewis, et al., vs. The Choctaw Nation. I am the mother of Willie, Ben and Herschel L. Tabor named in said judgment. I first came to the Choctaw Nation, with my mother, from Mississippi in 1879 and have resided in the Indian Territory continuously since that time. At the time application for citizenship was filed with the Dawes Commission by Zora P. Lewis et al, myself and above named children were living in the Choctaw Nation. We removed from the Choctaw Nation to the Chickasaw Nation about September 1st, 1897 and have resided in the Chickasaw Nation continuously since said date.

Angeline Tabor

Subscribed and sworn to before me this 2nd day of September, A. D. 1898.

[signature]
Commissioner.

Choctaw 13

COPY.

Muskogee, Indian Territory, January 19, 1906.

Angeline Tabor,

Bebee, Indian Territory,

Dear Madam:

Inclosed herewith you will find a copy of the order of this Commission dated January 19, 1906, dismissing the application for the enrollment of Ruthe Adams and Leona Tabor (Lesina Tabor), as citizens by blood of the Choctaw Nation.

Respectfully,

COMMISSION

Tams Bixby

Chairman.

Registered.

Incl, 7-13.

Choctaw 13.

COPY.

Muskogee, Indian Territory, January 19, 1905.

Mansfield, McMurray & Cornish,

Attorneys for Choctaw and Chickasaw Nations,

South McAlester, Indian Territory.

Gentlemen:

Inclosed herewith you will find a copy of the order of this Commission, dated January 19, 1905, dismissing the application for the enrollment of Ruthe Adams and Leona Tabor (Leaina Tabor), as citizens by blood, of the Choctaw Nation.

Respectfully,

ENGINEER

Tams Bixby

Incl. 7-13.

W.C.F.

DEPARTMENT OF THE INTERIOR,
COMMISSIONER TO THE FIVE CIVILIZED TRIBES.

C- 130
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7-D-293
7-D-299
7- 2708
7- 2709
7- 3277
7- 3279
7- 3280
7- 3294
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7- 3296
7- 3297
7- 3298
7- 5234
23- 953
23- 970
23- 991
23- 992.

In the matter of the application for the enrollment of THOMAS P. LEWIS, et al, as citizens by blood and intermarriage of the Choctaw Nation.

D E C I S I O N.

It appears from the records in the possession of the Commissioner to the Five Civilized Tribes that application was made to the Commission to the Five Civilized Tribes at Calvin, Indian Territory, August 7, 1899, by Thomas P. Lewis for the enrollment of himself, his children, Lawrence Lewis, Laura Lewis, Antha L. Lewis, and Oscar Lewis as citizens by blood of the Choctaw Nation and for the enrollment of his wife, Augusta M. Lewis, as a citizen by intermarriage of the Choctaw Nation; the census card record shows that on the same date application was made by Zora P. Lewis for the enrollment of herself as a citizen by blood of the Choctaw Nation; that on the same date application was made by Edward M. Lewis for the enrollment of himself and children, Gail B. Lewis, Edward M. Lewis and Zora A. Guyer as citizens by blood of the Choctaw Nation and for the enrollment of his wife, Sarah E. Lewis, as a citizen by intermarriage of the Choctaw Nation; that on July 16, 1900, written application was filed for the enrollment of Lindly Blaine Guyer and on June 7, 1901, application was filed for the enrollment of Edith May Guyer; on September 24, 1902, application was filed for the enrollment of Fielding Lewis Guyer, minor child of William H. Guyer and Zora A. Guyer, as citizens by blood of the Choctaw Nation; that on August 7, 1899, application was made to the Commission to the Five Civilized Tribes by Edward M. Lewis for the enrollment of Sarah J. McKibben and her children, George L. McKibben, Cassie O. McKibben, Claude McKibben, Thomas P. McKibben and Grant McKibben as citizens by blood of the Choctaw Nation; that on the same date application was made by Lydia Clark to the Commission to the Five Civilized Tribes for the enrollment of herself as a citizen by blood of the Choctaw Nation; that on the same date application was made to the Commission to the Five Civilized Tribes by Virgil Cowart for the enrollment of himself as a citizen by blood of the Choctaw Nation and for the enrollment of his wife, Anna Cowart, as a citizen

by intermarriage of the Choctaw Nation; that on September 2, 1898, application was made by Marshall Cowart for the enrollment of himself and his brothers, Samuel P. Cowart and George V. Cowart, as citizens by blood of the Choctaw Nation; that application was made to the Commission to the Five Civilized Tribes at Calvin, Indian Territory, during the month of August, 1899, by Lucy Adams for the enrollment of herself and herminor children, Mabel Adams and Earnest P. Adams, as citizens by blood of the Choctaw Nation; that on February 24, 1902, written application was filed for the enrollment of Ida Vadis Adams, minor child of said Lucy Adams and A. M. Adams as a citizen by blood of the Choctaw Nation; that on August 7, 1899, application was made to the Commission to the Five Civilized Tribes by Zora S. Narly for the enrollment of herself and her daughter, Nellie Narly, as citizens by blood of the Choctaw Nation; that on June 14, 1901, written application was filed for the enrollment of Albert Clarence Goodwin, minor child of Nellie Goodwin, nee Narly, and John Goodwin as a citizen by blood of the Choctaw Nation; that on September 2, 1898, application was made to the Commission to the Five Civilized Tribes by Joseph H. Leard for the enrollment of himself, Madison Leadd, Jack Leard, Maud Narly and High Narly as citizens by blood of the Choctaw Nation and for the enrollment of his wife, Belle Leard, as a citizen by intermarriage of the Choctaw Nation; that on February 28, 1901, written application was filed for the enrollment of Frank David Leard, minor child of Madison Leard and Eliza Leard as a citizen by blood of the Choctaw Nation; that on August 29, 1901, written application was filed for the enrollment of Elihu Venable, minor child of John Venable and Maud Venable as a citizen by blood of the Choctaw Nation; that on June 14, 1899, application was made to the Commission to the Five Civilized Tribes, at Spiro, Indian Territory, by Olivia Pryor for the enrollment of herself and her minor children, Kyle Douglass, Henry Jordan, Rhoda Jordan, Zora Jordan, George Pryor, James Pryor, Mary K. Pryor and Sallie O. Pryor as citizens by blood of the Choctaw Nation; that on August 18, 1900, written applications were filed for the enrollment of Vernon Pryor and Earl Pryor, minor children of said Olivia Pryor and S. V. Pryor as citizens by blood of the Choctaw Nation; that on September 2, 1898, application was made to the Commission to the Five Civilized Tribes at Calvin, Indian Territory, by Angeline Tabor for the enrollment of herself and her minor children, Willie Tabor, Ben Tabor, and Herschel L. Tabor as citizens by blood of the Choctaw Nation; that on March 1, 1901, written application was filed for the enrollment of Ruthe Adams, minor child of Angeline Tabor, (now Adams) and J. J. Adams, and on August 7, 1902, written application was filed for the enrollment of Leona Tabor, minor child of Angeline Tabor and Sherman Tabor as citizens by blood of the Choctaw Nation; that on September 29, 1898, application was made to the Commission to the Five Civilized Tribes at Tishomingo, Indian Territory by Julius M. Leard for the enrollment of himself and his minor children, Frank Leard, Sadie Leard and Nannie Leard as citizens by blood of the Choctaw Nation; that on August 6, 1900, written application was filed for the enrollment of Barney Edward Leard and on November 1, 1901, written application was filed for the enrollment of David Leard, minor children of Sudie Leard and Julius M. Leard as citizens by blood of the Choctaw Nation; that on June 14, 1899, application was made to the Commission to the Five Civilized Tribes at Spiro, Indian Territory, by Ophelia S. Edwards for the enrollment of herself and children, Charles Edwards, Lula J. Edwards, Martha J. Edwards, David L. Edwards and Luther W.

Edwards as citizens by blood of the Choctaw Nation; that on August 5, 1899, application was made to the Commission to the Five Civilized Tribes at Muskogee, Indian Territory, by Joseph M. Edwards for the enrollment of himself as a citizen by intermarriage of the Choctaw Nation.

It further appears from the records in the possession of the Commissioner to the Five Civilized Tribes that application was made on September 9, 1896, for the admission of certain of the applicants as citizens of the Choctaw Nation under the provisions of the Act of Congress approved June 10, 1896 (29 Stats., 321), the names of the applicants herein appearing in said application as follows: Zora P. Lewis, Edward M. Lewis, Sarah E. Lewis, Gail B. Lewis, Zora A. Lewis, Edward M. Lewis, Thomas P. Lewis, Augusta M. Lewis, Laura A. Lewis, Antha Lewis, Lawrence Lewis, Oscar Lewis, Lydia Clark, Olivia Pryor, Kyle Douglass, Henry Jordan, Rhoda Jordan, Zora Jordan, George Pryor, James Pryor, Mary E. Pryor, Virgil Cowart, Annie Cowart, Samuel P. Cowart, George V. Cowart, Marshal Cowart, Angeline Tabor, Willie L. Tabor, Benny H. Tabor, Herschel L. Tabor, Julius M. Leard, Frank A Leard, Sadie E. Eeard, Nannie E. Leard, Maud Early, Hugh H. Early, Joseph M. Leard, Bell Leard, Madison L. Leard, Jackson A. Leard, Sarah Jane McKibben, George Lewis McKibben, Cassie O. McKibben, Claud T. McKibben, Thomas P. McKibben Zora S. Early, nee Lewis, Lucy Adams, nee Early, Nelly O. Early, Mable Adams, Ophelia S. Edwards, Joseph M. Edwards, Charles Edwards, Lula Edwards, Martha J. Edwards and David L. Edwards. The names of George W. McKibben and Preston Early were also included in said application.

On December 4, 1896, the Commission to the Five Civilized Tribes denied the above application from which decision appeal was taken to the United States Court for the Central District of Indian Territory, which Court on January 19, 1898, reversed the decision as to the above applicants and admitted said applicants to citizenship in the Choctaw Nation.

Said judgment was subsequently vacated, set aside and held for naught by a decree of the Choctaw-Chickasaw Citizenship Court of December 17, 1902, in the test case of "Choctaw and Chickasaw Nations or Tribes vs. J. T. Riddle, et al".

Said cause as to all the applicants herein except Sarah J. McKibben and Edward M. Lewis was subsequently certified to the Choctaw-Chickasaw Citizenship Court created under the provisions of the Act of Congress approved July 1, 1902 (32 Stats., 641), for a trial de novo and on December 3, 1904, in the case entitled "Zora P. Lewis, et al, vs. Choctaw and Chickasaw Nations", said Citizenship Court rendered a judgment wherein it was "ordered adjudged and decreed that the petition of the plaintiffs, Zora P. Lewis, Thomas P. Lewis, Zora S. Early, Olivia Pryor, Gale B. Wooding or Gale B. Lewis or Gail B. Lewis, Marshall Cowart, Virgil Cowart, Angelina Adams or Angelina Tabor or Angeline Tabor, Julius M. Leard, Madison Leard or Madison L. Leard, Jack Leard, Maude Early, Hugh Early, Olivia Clark, Lawrence Lewis, Laura Lewis, Lucy Adams, Nellie Goodwin or Nellie Early, George L. McKibbin or George Lewis McKibben, Cassie O. McKibbin or McKibben, Claud McKibbin or McKibben, Thomas P. McKibbin or McKibben, Frank A. Leard, Mabel Adams ... Zora A. Lewis, Edward M. Lewis, Sadie Leard, Nannie Leard, Ben Tabor, Herschel Tabor, Kyle Douglass or Douglas, Henry Jordan, Rhoda Jordan, Zora Jordan, George Pryor, James Pryor, Mary E. Pryor or Mary E. Pryor . . . Andth L. Lewis or Antha L. Lewis, Oscar Lewis . . . Joseph M. Leard, Sarah E. Lewis, Augusta M. Lewis, Samual P. Cowart, George V. Cowart, Anna Cowart and Belle Leard be denied and

that they be declared not citizens of the Choctaw Nation and not entitled to enrollment as such citizens and not entitled to any rights whatever flowing therefrom".

On the same date said Citizenship Court rendered a judgment in the case of "Preston Harly, et al, vs. Choctaw and Chickasaw Nation" wherein it was "ordered, adjudged and decreed that the petition of the plaintiffs, Preston Harly, Joseph M. Edwards, George W. McKibbin or McKibben . . . be denied and that they be declared not citizens of the Choctaw Nation and not entitled to enrollment as such citizens and not entitled to any rights whatever flowing therefrom".

On the same date said Citizenship Court rendered a judgment in the case entitled "Ophelia S. Edwards, et al, vs. Choctaw and Chickasaw Nations" wherein it was "ordered, adjudged and decreed that the petition of the plaintiffs, Ophelia S. Edwards, David L. Edwards, Charles Edwards, Lela Hayes or Lula Edwards and Martha J. Smith or Martha J. Edwards be denied and that they be declared not citizens of the Choctaw Nation and not entitled to enrollment as such citizens and not entitled to any rights whatever flowing therefrom".

On January 19, 1905, the Commission to the Five Civilized Tribes issued orders dismissing the applications for the enrollment of Earnest P. Adams, Ida Vadis Adams, Frank David Leard, Elihu Venable, Sallie O. Pryor, Vernon Pryor, Karl Pryor, Ruthe Adams and Leona Tabor. January 21, 1905, said Commission issued orders dismissing the applications for the enrollment of Lindly Blaine Guyer, Edith May Guyer, Fielding Lewis Guyer, Albert Clarence Goodwin and Luther W. Edwards. On January 24, 1905, said Commission issued an order dismissing the applications for the enrollment of Barney Edward Leard and David Leard. Said orders were based on the fact that the rights of the persons through whom the above applicants claim the right to enrollment as citizens of the Choctaw Nation have been adversely determined by the Choctaw and Chickasaw Citizenship Court.

On January 26, 1905, said Commission issued an order dismissing the application for the enrollment of Grant McKibben for the reason that the rights of said applicant's brothers and sisters whose status as citizens by blood of the Choctaw Nation was identical with the status of said applicant had been adversely determined by said Choctaw and Chickasaw Citizenship Court.

On the same date said Commission issued orders dismissing the application for the enrollment of Sarah J. McKibben and Edward M. Lewis as citizens by blood of the Choctaw Nation for the reason that the judgment of the United States Court of January 19, 1898, favorable to said applicants had been set aside by a decree of the Choctaw and Chickasaw Citizenship Court on December 17, 1902, and said cause as to said applicants was not certified to the Choctaw and Chickasaw Citizenship Court for a trial de novo.

On June 26, 1906, there was received at the office of the Commissioner to the Five Civilized Tribes a petition praying for the enrollment of the following persons as citizens by blood of the Choctaw Nation: Zora P. Lewis, Thomas P. Lewis, Augusta M. Lewis, Lydia Clark, George Clark, Lawrence Lewis, Laura Lewis, Frank Davis, Antha Lewis, Oscar Lewis, Rhoda Cowart, Olivia Pryor, Virgil Cowart, Marshall Cowart, George V. Cowart, Kyle Douglass,, Henry Jordan,

Rhoda Jordan, Zora Jordan, George Pryor, James Pryor, Mary E. Pryor, Olivia Pryor, Vernon Pryor, Earle Pryor, Everett Pryor, Josie Pryor, William Early, William E. Hays, Cora Bailey, Samuel Douglas, Ethel Douglas, Henry Munn, Tula Munn, Zora S. Early, Preston Early, Lucy Adams, A. M. Adams, Nellie Goodwin, John Goodwin, Mabel Adams, Ernest Adams, Vadice Adams, Alvey Adams, Clarence Goodwin, Theodore Goodwin, Susan Early, Angeline Adams, John Adams, Julius Leard, Ludie Leard, Madison L. Leard, Eliza Leard, Jack Leard, Susie Leard, Joseph H. Leard, Belle Leard, Hugh Early, Maude Venable, John Venable, Willie Tabor, Benjamin Tabor, Herschel L. Tabor, Ruth Adams, Rufus Adams, Frank Leard, Sudie Leard, Nannie Leard, Barnie Leard, Dave Leard, Frank Leard, Roy Leard, Oma Leard, Elihu Venable, Alice Venable, Jewell Venable, Edward H. Lewis, Sarah E. Lewis, Gail Wooding, John L. Wooding, Zora A. Guyer, William H. Guyer, Edward H. Lewis, Clinton L. Wooding, Lindley B. Guyer, Fielding L. Guyer, Edith Guyer, Jessa Lee Guyer, Rosa P. Guyer, Sarah J. McKibben, G. W. McKibben, George Lewis McKibben, Cassie O. McKibben, Claud McKibben, Thomas P. McKibben, Ophelia Edwards, J. M. Edwards, Charles Edwards, Lula Ratteree, Eugene Ratteree, Martha J. Smith, Oscar Smith, David Self, ____Self and Loeta Ratteree.

It is alleged in the petition that the petitioners are entitled to enrollment under the supervisory authority of the Honorable Secretary of the Interior as members of the Choctaw Nation by virtue of their Choctaw descent and their residence with said tribe.

The following persons mentioned in the petition are identical with the persons for whose enrollment as citizens by blood and intermarriage of the Choctaw Nation application was made under the provisions of the Act of Congress approved June 28, 1898, (30 Stats., 495): Zora P. Lewis, Thomas P. Lewis, Augusta M. Lewis, Lydia Clark, Lawrence Lewis, Laura Lewis, Antha Lewis, Oscar Lewis, Olivia Pryor, Earl Pryor, Virgil Cowart, Marshall Cowart, George W. Cowart, Kyle Douglass, Henry Jordan, Rhoda Jordan, Zora Jordan, George Pryor, James Pryor, Mary E. Pryor, Edward H. Lewis, Sarah E. Lewis, Joseph H. Leard, Belle Leard, Olivia Pryor, Vernon Pryor, Zora S. Early, Lucy Adams, Nellie Goodwin, Mabel Adams, Earnest Adams, Vadice Adams, Clarence Goodwin, Angeline Adams, Julius Leard, Madison L. Leard, Jack Leard, Hugh Early, Maud Venable, Willie Tabor, Benjamin Tabor, Herschel L. Tabor, Ruth Adams, Frank Leard, Sudie Leard, Nannie Leard, Barnie Leard, Dave Leard, Frank Leard, Elihu Venable, Gail Wooding, Zora A. Guyer, Edward H. Lewis, Lindley B. Guyer, Fielding L. Guyer, Edith Guyer, Sarah J. McKibben, George Lewis McKibben, Cassie O. McKibben, Claud McKibben, Thomas P. McKibben, Ophelia S. Edwards, Charles Edwards, Lula Ratteree, Martha J. Smith and J. M. Edwards.

Application was made under the provisions of the Act of Congress approved April 26, 1906 (34 Stats., 137), for the enrollment of the following persons as citizens by blood of the Choctaw Nation: July 20, 1906, Alva Adams, born January 5, 1905, minor daughter of A. M. Adams, and Lucy Adams;

July 23, 1906, Theodore Early Goodwin, born January 21, 1905, minor son of John T. Goodwin and Nellie Goodwin.

July 26, 1906, Clinton L. Wooding born June 23, 1905, minor son of John L. Wooding and Gail B. Wooding.

July 27, 1906, Jessie Fay Guyer and Rosa Lee Guyer, born January 4, 1904 and March 22, 1905, respectively, children of J. W. Guyer and Zora A. Guyer.

It is not alleged in the petition that any of the petitioners herein ever occupied such a status as would entitledthem to enrollment as citizens by blood or intermarriage of the Choctaw Nation; neither can any of the petitioners be identified with any

of the persons whose names appear on any of the tribal rolls of the Choctaw Nation in the possession of this office.

Section one of the Act of Congress approved April 26, 1906 (34 Stats., 137) provides in part as follows:

"No motion to reopen or reconsider any citizenship case in any of said tribes shall be entertained unless filed with the Commissioner to the Five Civilized Tribes within sixty days after the date of the order or decision sought to be reconsidered except as to decisions made prior to the passage of this Act, in which cases such motion shall be made within sixty days after the passage of this Act".

I am of the opinion that inasmuch as the petition herein was not filed within sixty days after the passage of the Act of April 26, 1906 (34 Stats., 137), I am without authority to receive or consider said petition in so far as same applies to those applicants for whose enrollment application was made under the provisions of the Act of Congress approved June 28, 1898 (30 Stats., 495).

I am, therefore, of the opinion that inasmuch as it does not appear from the records in the possession of the Commissioner to the Five Civilized Tribes that any of the applicants ever occupied such a status as would entitle them to enrollment as citizens by blood and intermarriage of the Choctaw Nation, the decisions of the Choctaw and Chickasaw Citizenship Court of December 3, 1904, are final and that the applications for the enrollment of Zora P. Lewis, Zora S. Early, Nellie Early, Thomas P. Lewis, Lawrence Lewis, Laura Lewis, Antha L. Lewis, Oscar Lewis, Lydia Clark, Virgil Cowart, Marshall Cowart, Samuel P. Cowart, George V. Cowart, Julius M. Leard, Frank Leard, Sudie Leard, Nannie Leard, George L. McKibben, Cassie O. McKibben, Claude McKibben, Thomas P. McKibben, Joseph H. Leard, Madison Leard, Jack Leard, Maud Early, now Maud Venable, Hugh Early, Olivia Pryor, Kyle Douglass, Henry Jordan, Rhoda Jordan, George Pryor, James Pryor, Mary R. Pryor, Angeline Adams, formerly Tabor, Willie Tabor, Ben Tabor, Herschel L. Tabor, Zora A. Guyer, Lucy Adams, Mabel Adams, Gail B. Lewis, now Gail B. Wooding, Edward H. Lewis, Zora Jordan, Ophelia S. Edwards, Charles Edwards, Lula J. Ratteree, nee Edwards, Martha J. Smith, nee Edwards and David L. Edwards as citizens by blood of the Choctaw Nation should be denied under the provisions of the Act of Congress approved July 1, 1902, (32 Stats., 641) and that the petition herein, in so far as it applies to said applicants, should be dismissed and it is so ordered.

I am further of the opinion that the application for the enrollment of Augusta M. Lewis, Anna Cowart, Sarah E. Lewis, Belle Leard and Joseph M. Edwards as citizens by intermarriage of the Choctaw Nation should be denied under the provisions of the Act of Congress approved July 1, 1902 (32 Stats., 641) and that the petition herein in so far as same applies to said petitioners should be dismissed, and it is so ordered.

I am further of the opinion that the petition herein in so far as same applies to the petitioners Edward M. Lewis, Sarah J. McKibben, Ruth Adams, Leona Tabor, Sallie O. Pryor, Vernon Pryor, Earl Pryor, Frank David Leard, Elihu Venable, Grant McKibben, Barnie Edward Leard, David Leard, Albert Clarence Goodwin, Lindly Blaine Guyer, Edith May Guyer, Wedding Lewis Guyer, Earnest P. Adams and Ida Vadis Adams, whose applications for enrollment have heretofore been dismissed, should be dismissed, and it is so ordered.

I am further of the opinion that the petition herein in so far as same applies to the petitioners G. W. McKibben, John L.

Wooding, William Early, William M. Guyer, John Adams, Leslie Leard, wife of Julius Leard, Eliza Leard, Susie Leard, John Venable, Frank Davis, George Clark, A. M. Adams, Preston Early, John Goodwin, Eugene Patterson, Oscar Smith, Rhoda Stewart, Davie Self and _____ Self, husband of Davie Self, should be dismissed, and it is so ordered.

I am further of the opinion that the petition herein in so far as same applies to the petitioners, Emmett Pryor, Jessie Pryor, Cora Bailey, Samuel Douglass, Ethel Douglass, Henry Dunn, Lula Dunn, Jessie Lee Guyer, Rosa P. Guyer, Rufus Taber, Roy Leard, Ona Leard, Allice Venable, Jewell Venable, Leota Patterson and William M. Hays should be considered as an application for the enrollment of said persons as citizens by blood of the Choctaw Nation under the provisions of the Act of Congress approved April 26, 1906 (34 Stats., 137) and that inasmuch as said applications were not filed within the time limited by the provisions of said Act, the same should be dismissed, and it is so ordered.

I am further of the opinion that the application filed July 23, 1906 and July 24, 1906, for the enrollment of Alva Adams, Theodore Early Goodwin, Clinton L. Wooding, Jessie Way Guyer and Rosa Lee Guyer and the petition herein in so far as same applies to said applicants should be dismissed, and it is so ordered.

(signed) Tams Bixby,

COMMISSIONER TO THE FIVE CIVILIZED TRIBES.

Muskogee, Indian Territory,

Feb 13 1907

CORRECTION

THIS DOCUMENT HAS BEEN REPHOTOGRAPHED TO ASSURE LEGIBILITY

of the persons whose names appear on any of the tribal rolls of the Choctaw Nation in the possession of this office.

Section one of the Act of Congress approved April 26, 1906 (34 Stats., 137) provides in part as follows:

"No motion to reopen or reconsider any citizenship case in any of said tribes shall be entertained unless filed with the Commissioner to the Five Civilized Tribes within sixty days after the date of the order or decision sought to be reconsidered except as to decisions made prior to the passage of this Act, in which cases such motion shall be made within sixty days after the passage of this Act".

I am of the opinion that inasmuch as the petition herein was not filed within sixty days after the passage of the Act of April 26, 1906 (34 Stats., 137), I am without authority to receive or consider said petition in so far as same applies to those applicants for whose enrollment application was made under the provisions of the Act of Congress approved June 28, 1898 (30 Stats., 495).

I am, therefore, of the opinion that inasmuch as it does not appear from the records in the possession of the Commissioner to the Five Civilized Tribes that any of the applicants ever occupied such a status as would entitle them to enrollment as citizens by blood and intermarriage of the Choctaw Nation, the decisions of the Choctaw and Chickasaw Citizenship Court of December 3, 1904, are final and that the applications for the enrollment of Zora P. Lewis, Zora S. Harly, Nellie Harly, Thomas P. Lewis, Lawrence Lewis, Laura Lewis, Antha L. Lewis, Oscar Lewis, Lydia Clark, Virgil Cowart, Marshall Cowart, Samuel P. Cowart, George V. Cowart, Julius M. Leard, Frank Leard, Sudie Leard, Nannie Leard, George L. McKibben, Cassie O. McKibben, Claude McKibben, Thomas P. McKibben, Joseph H. Leard, Madison Leard, Jack Leard, Maud Harly, now Maud Venable, Hugh Harly, Olivia Pryor, Kyle Douglass, Henry Jordan, Rhoda Jordan, George Pryor, James Pryor, Mary E. Pryor, Angeline Adams, formerly Tabor, Willie Tabor, Ben Tabor, Herschel L. Tabor, Zora A. Guyer, Lucy Adams, Mabel Adams, Gail B. Lewis, now Gail B. Wooding, Edward H. Lewis, Zora Jordan, Ophelia S. Edwards, Charles Edwards, Lula J. Ratteree, nee Edwards, Martha J. Smith, nee Edwards and David L. Edwards as citizens by blood of the Choctaw Nation should be denied under the provisions of the Act of Congress approved July 1, 1902, (32 Stats., 641) and that the petition herein, in so far as it applies to said applicants, should be dismissed and it is so ordered.

I am further of the opinion that the application for the enrollment of Augusta M. Lewis, Anna Cowart, Sarah E. Lewis, Belle Leard and Joseph M. Edwards as citizens by intermarriage of the Choctaw Nation should be denied under the provisions of the Act of Congress approved July 1, 1902 (32 Stats., 641) and that the petition herein in so far as same applies to said petitioners should be dismissed, and it is so ordered.

I am further of the opinion that the petition herein in so far as same applies to the petitioners Edward M. Lewis, Sarah J. McKibben, Ruth Adams, Leona Tabor, Sallie O. Pryor, Vernon Pryor, Earl Pryor, Frank David Leard, Elihu Venable, Grant McKibben, Barnie Edward Leard, David Leard, Albert Clarence Goodwin, Lindly Blaine Guyer, Edith May Guyer, Fielding Lewis Guyer, Earnest P. Adams and Ida Vadis Adams, whose applications for enrollment have heretofore been dismissed, should be dismissed, and it is so ordered.

I am further of the opinion that the petition herein in so far as same applies to the petitioners G. W. McKibben, John L.

Wooding, William Early, William H. Guyer, John Adams, Lucie Leard, wife of Julius Leard, Eliza Leard, Susie Leard, John Venable, Frank Davis, George Clark, A. M. Adams, Preston Early, John Goodwin, Eugene Ratteree, Oscar Smith, Rhoda Stewart, Davie Self and ____ Self, husband of Davie Self, should be dismissed, and it is so ordered.

I am further of the opinion that the petition herein in so far as same applies to the petitioners, Emmett Pryor, Josie Pryor, Cora Bailey, Samuel Douglass, Ethel Douglass, Henry Nunn, Lula Nunn, Jesse Lee Guyer, Rosa F. Guyer, Rufus Taber, Roy Leard, Ona Leard, Ellice Venable, Jewell Venable, Leota Ratteree and William H. Hays should be considered as an application for the enrollment of said persons as citizens by blood of the Choctaw Nation under the provisions of the Act of Congress approved April 26, 1906 (34 Stats., 137) and that inasmuch as said applications were not filed within the time limited by the provisions of said Act, the same should be dismissed, and it is so ordered.

I am further of the opinion that the application filed July 23, 1906 and July 24, 1906, for the enrollment of Alva Adams, Theodore Early Goodwin, Clinton L. Wooding, Jessie Fay Guyer and Rosa Lee Guyer and the petition herein in so far as same applies to said applicants should be dismissed, and it is so ordered.

(signed) Tams Bixby,

COMMISSIONER TO THE FIVE CIVILIZED TRIBES.

Muskogee, Indian Territory,

Feb 13 1907

CORRECTION

THIS DOCUMENT HAS BEEN REPHOTOGRAPHED TO ASSURE LEGIBILITY

14 Joseph H. Leard et al

nos. 728 Dismissed Jan 19, 1905

see Pet #C-130
Duplicate record bound

Joseph H. Leard et al

Nos 7 and 8 Dismissed.
Jan 19-1905.

See Pet # C-430.
Duplicate record found.

DEPARTMENT OF THE INTERIOR
COMMISSION TO THE FIVE CIVILIZED TRIBES.

Record in the matter of the application for enrollment as a citizen by blood of the Choctaw Nation of -

Frank David Leard.

7-14.

Choctaw 14

COPY.

Muskogee, Indian Territory, January 19, 1905.

Madison Leard,

Center, Indian Territory,

Dear Sir:

Inclosed herewith you will find a copy of the order of this Commission dated January 19, 1905, dismissing the application for the enrollment of your minor child, Frank David Leard, as a citizen by blood of the Choctaw Nation.

Respectfully,

SIGNED

Tams Bixby

Chairman.

Registered.

Incl. 7-14.

Choctaw 14

COPY.

Muskogee, Indian Territory, January 19, 1905.

Mansfield, McMurray & Cornish,

Attorneys for Choctaw and Chickasaw Nations,

South McAlester, Indian Territory,

Gentlemen:

Inclosed herewith you will find copies of the orders of this Commission, dated January 19, 1905, dismissing the applications for the enrollment of Elihu Venable and Frank David Leard as citizens by blood of the Choctaw Nation.

Respectfully,

SIGNED:

Tams Bixby

CHAIRMAN.

2 Incl. 7-14.

COPY. Choctaw 14

Muskogee, Indian Territory, January 19, 1905.

Mrs. Venable,
Tobucksy, Indian Territory.

Dear Madam:

Inclosed herewith you will find a copy of the order of this Commission dated January 19, 1905, dismissing the application for the enrollment of your minor child, Elihu Venable, as a citizen by blood of the Choctaw Nation.

Respectfully,

[redacted]

Tams Bixby

Chairman.

Registered.
Incl. 7-14.

Choctaw 14.

COPY.

Muskogee, Indian Territory, January 19, 1905.

Mansfield, McMurray & Cornish,

Attorneys for Choctaw and Chickasaw Nations,

South McAlester, Indian Territory.

Gentlemen:

Inclosed herewith you will find copies of the orders of this Commission, dated January 19, 1905, dismissing the applications for the enrollment of Elihu Venable and Frank David Leard as citizens by blood of the Choctaw Nation.

Respectfully,

[redacted]

Tams Bixby

2 Incl. 7-14.

W.C.F.

DEPARTMENT OF THE INTERIOR,
COMMISSIONER TO THE FIVE CIVILIZED TRIBES.

C- 130
7-D- 2
7- 13
7- 14
7-D-295
7-D-299
7- 2708
7- 2708
7- 3277
7- 3279
7- 3280
7- 3294
7- 3295
7- 3296
7- 3297
7- 3298
7- 5284
23- 970
23- 991
23- 992.

In the matter of the application for the enrollment of THOMAS P. LEWIS, et al, as citizens by blood and intermarriage of the Choctaw Nation.

D E C I S I O N.

It appears from the records in the possession of the Commissioner to the Five Civilized Tribes that application was made to the Commission to the Five Civilized Tribes at Calvin, Indian Territory, August 7, 1899, by Thomas P. Lewis for the enrollment of himself, his children, Lawrence Lewis, Laura Lewis, Antha L. Lewis, and Oscar Lewis as citizens by blood of the Choctaw Nation and for the enrollment of his wife, Augusta M. Lewis, as a citizen by intermarriage of the Choctaw Nation; the census card record shows that on the same date application was made by Zora P. Lewis for the enrollment of herself as a citizen by blood of the Choctaw Nation; that on the same date application was made by Edward M. Lewis for the enrollment of himself and children, Gail B. Lewis, Edward H. Lewis and Zora A. Guyer as citizens by blood of the Choctaw Nation and for the enrollment of his wife, Sarah E. Lewis, as a citizen by intermarriage of the Choctaw Nation; that on July 16, 1900, written application was filed for the enrollment of Lindly Blaine Guyer and on June 7, 1901, application was filed for the enrollment of Edith May Guyer; on September 24, 1902, application was filed for the enrollment of Fielding Lewis Guyer, minor child of William H. Guyer and Zora A. Guyer, as citizens by blood of the Choctaw Nation; that on August 7, 1899, application was made to the Commission to the Five Civilized Tribes by Edward M. Lewis for the enrollment of Sarah J. McKibben and her children, George L. McKibben, Cassie O. McKibben, Claude McKibben, Thomas P. McKibben and Grant McKibben as citizens by blood of the Choctaw Nation; that on the same date application was made by Lydia Clark to the Commission to the Five Civilized Tribes for the enrollment of herself as a citizen by blood of the Choctaw Nation; that on the same date application was made to the Commission to the Five Civilized Tribes by Virgil Cowart for the enrollment of himself as a citizen by blood of the Choctaw Nation and for the enrollment of his wife, Anna Cowart, as a citizen

by intermarriage of the Choctaw Nation; that on September 2, 1898, application was made by Marshall Cowart for the enrollment of himself and his brothers, Samuel P. Cowart and George V. Cowart, as citizens by blood of the Choctaw Nation; that application was made to the Commission to the Five Civilized Tribes at Calvin, Indian Territory, during the month of August, 1899, by Lucy Adams for the enrollment of herself and herminor children, Mabel Adams and Earnest P. Adams, as citizens by blood of the Choctaw Nation; that on February 24, 1902, written application was filed for the enrollment of Ida Vadis Adams, minor child of said Lucy Adams and A. M. Adams as a citizen by blood of the Choctaw Nation; that on August 7, 1899, application was made to the Commission to the Five Civilized Tribes by Zora S. Early for the enrollment of herself and her daughter, Nellie Early, as citizens by blood of the Choctaw Nation; that on June 14, 1901, written application was filed for the enrollment of Albert Clarence Goodwin, minor child of Nellie Goodwin, nee Early, and John Goodwin as a citizen by blood of the Choctaw Nation; that on September 2, 1898, application was made to the Commission to the Five Civilized Tribes by Joseph H. Leard for the enrollment of himself, Madison Leard, Jack Leard, Maud Early and Hugh Early as citizens by blood of the Choctaw Nation and for the enrollment of his wife, Belle Leard, as a citizen by intermarriage of the Choctaw Nation; that on February 28, 1901, written application was filed for the enrollment of Frank David Leard, minor child of Madison Leard and Eliza Leard as a citizen by blood of the Choctaw Nation; that on August 29, 1901, written application was filed for the enrollment of Elihu Venable, minor child of John Venable and Maud Venable as a citizen by blood of the Choctaw Nation; that on June 14, 1899, application was made to the Commission to the Five Civilized Tribes, at Spiro, Indian Territory, by Olivia Pryor for the enrollment of herself and her minor children, Kyle Douglass, Henry Jordan, Rhoda Jordan, Zora Jordan, George Pryor, James Pryor, Mary E. Pryor and Sallie O. Pryor as citizens by blood of the Choctaw Nation; that on August 18, 1900, written applications were filed for the enrollment of Vernon Pryor and Earl Pryor, minor children of said Olivia Pryor and S. V. Pryor as citizens by blood of the Choctaw Nation; that on September 2, 1898, application was made to the Commission to the Five Civilized Tribes at Calvin, Indian Territory, by Angeline Tabor for the enrollment of herself and her minor children, Willie Tabor, Ben Tabor, and Herschel L. Tabor as citizens by blood of the Choctaw Nation; that on March 1, 1901, written application was filed for the enrollment of Ruthe Adams, minor child of Angeline Tabor, (now Adams) and J. J. Adams, and on August 7, 1902, written application was filed for the enrollment of Leona Tabor, minor child of Angeline Tabor and Sherman Tabor as citizens by blood of the Choctaw Nation; that on September 29, 1898, application was made to the Commission to the Five Civilized Tribes at Tishomingo, Indian Territory by Julius M. Leard for the enrollment of himself and his minor children, Frank Leard, Sadie Leard and Nannie Leard as citizens by blood of the Choctaw Nation; that on August 6, 1900, written application was filed for the enrollment of Barney Edward Leard and on November 1, 1901, written application was filed for the enrollment of David Leard, minor children of Sudie Leard and Julius M. Leard as citizens by blood of the Choctaw Nation; that on June 14, 1899, application was made to the Commission to the Five Civilized Tribes at Spiro, Indian Territory, by Ophelia S. Edwards for the enrollment of herself and children, Charles Edwards, Lula J. Edwards, Martha J. Edwards, David L. Edwards and Luther W.

Edwards as citizens by blood of the Choctaw Nation; that o n August 5, 1899, application was made to the Commission to the Five Civilized Tribes at Hartshorne, Indian Territory, by Joseph M. Edwards for the enrollment of himself as a citizen by intermarriage of the Choctaw Nation.

It further appears from the records in the possession of the Commissioner to the Five Civilized Tribes that application was made on September 9, 1896, for the admission of certain of the applicants as citizens of the Choctaw Nation under the provisions of the Act of Congress approved June 10, 1896 (29 Stats., 321), the names of the applicants herein appearing in said application as follows: Zora P. Lewis, Edward M. Lewis, Sarah E. Lewis, Gail B. Lewis, Zora A. Lewis, Edward H. Lewis, Thomas P. Lewis, Augusta M. Lewis, Laura A. Lewis, Antha Lewis, Lawrence Lewis, Oscar Lewis, Lydia Clark, Olivia Pryor, Kyle Douglass, Henry Jorden, Rhoda Jorden, Zora Jorden, George Pryor, James Pryor, Mary E. Pryor, Virgil Cowart, Annie Cowart, Samuel P. Cowart, George V. Cowart, Marshal Cowart, Angeline Tabor, Willie L. Tabor, Benny H. Tabor, Herschel L. Tabor, Julius M. Leard, Frank A Leard, Sudie E. Eeard, Nannie E. Leard, Maud Early, Hugh H. Early, Joseph H. Leard, Bell Leard, Madison L. Leard, Jackson A. Leard, Sarah Jane McKibben, George Lewis McKibben, Cassie O. McKibben, Claud T. McKibben, Thomas P. McKibben Zora S. Early, nee Lewis, Lucy Adams, nee Early, Nelly O. Early, Mable Adams, Ophelia S. Edwards, Joseph M. Edwards, Charles Edwards, Lula Edwards, Martha J. Edwards and David L. Edwards. The names of George W. McKibben and Preston Early were also included in said application.

On December 4, 1896, the Commission to the Five Civilized Tribes denied the above application from which decision appeal was taken to the United States Court for the Central District of Indian Territory, which Court on January 19, 1898, reversed the decision as to the above applicants and admitted said applicants to citizenship in the Choctaw Nation.

Said judgment was subsequently vacated, set aside and held for naught by a decree of the Choctaw-Chickasaw Citizenship Court of December 17, 1902, in the test case of "Choctaw and Chickasaw Nations or Tribes vs. J. T. Riddle, et al".

Said cause as to all the applicants herein except Sarah J. McKibben and Edward M. Lewis was subsequently certified to the Choctaw-Chickasaw Citizenship Court created under the provisions of the Act of Congress approved July 1, 1902 (32 Stats., 641), for a trial de novo and on December 3, 1904, in the case entitled "Zora P. Lewis, et al, vs. Choctaw and Chickasaw Nations", said Citizenship Court rendered a judgment wherein it was "ordered adjudged and decreed that the petition of the plaintiffs, Zora P. Lewis, Thomas P. Lewis, Zora S. Early, Olivia Pryor, Gale B. Wooding or Gale B. Lewis or Gail B. Lewis, Marshall Cowart, Virgil Cowart, Angelina Adams or Angelina Tabor or Angeline Tabor, Julius M. Leard, Madison Leard or Madison L. Leard, Jack Leard, Maude Early, Hugh Early, Olivia Clark, Lawrence Lewis, Laura Lewis, Lucy Adams, Nellie Goodwin or Nellie Early, George L. McKibbin or George Lewis McKibben, Cassie O. McKibbin or McKibben, Claud McKibbin or McKibben, Thomas P. McKibbin or McKibben, Frank A. Leard, Mabel Adams ... Zora A. Lewis, Edward M. Lewis, Sudie Leard, Nannie Leard, Ben Tabor, Herschel Tabor, Kyle Douglass or Douglas, Henry Jordan, Rhoda Jordan, Zora Jordan, George Pryor, James Pryor, Mary E. Pryor or Mary E. Pryor . . . Andth L. Lewis or Antha L. Lewis, Oscar Lewis . . . Joseph M. Leard, Sarah E. Lewis, Augusta M. Lewis, Samuel P. Cowart, George V. Cowart, Anna Cowart and Belle Leard be denied and

that they be declared not citizens of the Choctaw Nation and not entitled to enrollment as such citizens and not entitled to any rights whatever flowing therefrom".

On the same date said Citizenship Court rendered a judgment in the case of "Preston Early, et al, vs. Choctaw and Chickasaw Nation" wherein it was "ordered, adjudged and decreed that the petition of the plaintiffs, Preston Early, Joseph M. Edwards, George W. McKibbin or McKibben . . . be denied and that they be declared not citizens of the Choctaw Nation and not entitled to enrollment as such citizens and not entitled to any rights whatever flowing therefrom".

On the same date said Citizenship Court rendered a judgment in the case entitled "Ophelia S. Edwards, et al, vs. Choctaw and Chickasaw Nations" wherein it was "ordered, adjudged and decreed that the petition of the plaintiffs, Ophelia S. Edwards, David L. Edwards, Charles Edwards, Lela Hayes or Lula Edwards and Martha J. Smith or Martha J. Edwards be denied and that they be declared not citizens of the Choctaw Nation and not entitled to enrollment as such citizens and not entitled to any rights whatever flowing therefrom".

On January 19, 1905, the Commission to the Five Civilized Tribes issued orders dismissing the applications for the enrollment of Earnest P. Adams, Ida Vadis Adams, Frank David Leard, Elihu Venable, Sallie O. Pryor, Vernon Pryor, Earl Pryor, Ruthe Adams and Leona Tabor. January 21, 1905, said Commission issued orders dismissing the applications for the enrollment of Lindly Blaine Guyer, Edith May Guyer, Fielding Lewis Guyer, Albert Clarence Goodwin and Luther W. Edwards. On January 24, 1905, said Commission issued an order dismissing the applications for the enrollment of Barney Edward Leard and David Leard. Said orders were based on the fact that the rights of the persons through whom the above applicants claim the right to enrollment as citizens of the Choctaw Nation have been adversely determined by the Choctaw and Chickasaw Citizenship Court.

On January 26, 1905, said Commission issued an order dismissing the application for the enrollment of Grant McKibben for the reason that the rights of said applicant's brothers and sisters whose status as citizens by blood of the Choctaw Nation was identical with the status of said applicant had been adversely determined by said Choctaw and Chickasaw Citizenship Court.

On the same date said Commission issued orders dismissing the application for the enrollment of Sarah J. McKibben and Edward M. Lewis as citizens by blood of the Choctaw Nation for the reason that the judgment of the United States Court of January 19, 1898, favorable to said applicants had been set aside by a decree of the Choctaw and Chickasaw Citizenship Court o n December 17, 1902, and said cause as to said applicants was not certified to the Choctaw and Chickasaw Citizenship Court for a trial de novo.

On June 26, 1906, there was received at the office of the Commissioner to the Five Civilized Tribes a petition praying for the enrollment of the following persons as citizens by blood of the Choctaw Nation: Zora P. Lewis, Thomas P. Lewis, Augusta M. Lewis, Lydia Clark, George Clark, Lawrence Lewis, Laura Lewis, Frank Davis, Antha Lewis, Oscar Lewis, Rhoda Cowart, Olivia Pryor, Virgil Cowart, Marshall Cowart, George V. Cowart, Kyle Douglass,, Henry Jordan,

Rhoda Jordan, Zora Jordan, George Pryor, James Pryor, Mary E. Pryor, Olivia Pryor, Vernon Pryor, Earle Pryor, Emmett Pryor, Josie Pryor, William Early, William E. Hays, Cora Bailey, Samuel Douglas, Ethel Douglas, Henry Munn, Tula Munn, Zora S. Early, Preston Early, Lucy Adams, A. M. Adams, Nellie Goodwin, John Goodwin, Mabel Adams, Ernest Adams, Vadice Adams, Alvey Adams, Clarence Goodwin, Theodore Goodwin, Susan Early, Angeline Adams, John Adams, Julius Leard, Ludie Leard, Madison L. Leard, Eliza Leard, Jack Leard, Susie Leard, Joseph H. Leard, Belle Leard, Hugh Early, Maude Venable, John Venable, Willie Tabor, Benjamin Tabor, Herschel L. Tabor, Ruth Adams, Rufus Adams, Frank Leard, Sudie Leard, Nannie Leard, Barnie Leard, Dave Leard, Frank Leard, Roy Leard, Oma Leard, Elihu Venable, Allice Venable, Jewell Venable, Edward M. Lewis, Sarah E. Lewis, Gail Wooding, John L. Wooding, Zora A. Guyer, William H. Guyer, Edward M. Lewis, Clinton L. Wooding, Lindley B. Guyer, Fielding L. Guyer, Edith Guyer, Jesse Lee Guyer, Rosa F. Guyer, Sarah J. McKibben, G. W. McKibben, George Lewis McKibben, Cassie O. McKibben, Claud McKibben, Thomas P. McKibben, Ophelia Edwards, J. M. Edwards, Charles Edwards, Lula Ratteree, Eugene Ratteree, Martha J. Smith, Oscar Smith, David Self, ____Self and Loeta Ratteree.

It is alleged in the petition that the petitioners are entitled to enrollment under the supervisory authority of the Honorable Secretary of the Interior as members of the Choctaw nation by virtue of their Choctaw descent and their residence with said tribe.

The following persons mentioned in the petition are identical with the persons for whose enrollment as citizens by blood and intermarriage of the Choctaw Nation application was made under the provisions of the Act of Congress approved June 28, 1898, (30 Stats., 495): Zora P. Lewis, Thomas P. Lewis, Augusta M. Lewis, Lydia Clark, Lawrence Lewis, Laura Lewis, Antha Lewis, Oscar Lewis, Olivia Pryor, Earl Pryor, Virgil Cowart, Marshall Cowart, George W. Cowart, Kyle Douglass, Henry Jordan, Rhoda Jordan, Zora Jordan, George Pryor, James Pryor, Mary E. Pryor, Edward M. Lewis, Sarah E. Lewis, Joseph H. Leard, Belle Leard, Olivia Pryor, Vernon Pryor, Zora S. Early, Lucy Adams, Nellie Goodwin, Mabel Adams, Earnest Adams, Vadice Adams, Clarence Goodwin, Angeline Adams, Julius Leard, Madison L. Leard, Jack Leard, Hugh Early, Maud Venable, Willie Tabor, Benjamin Tabor, Herschel L. Tabor, Ruth Adams, Frank Leard, Sudie Leard, Nannie Leard, Barnie Leard, Dave Leard, Frank Leard, Elihu Venable, Gail Wooding, Zora A. Guyer, Edward H. Lewis, Lindley B. Guyer, Fielding L. Guyer, Edith Guyer, Sarah J. McKibben, George Lewis McKibben, Cassie O. McKibben, Claud McKibben, Thomas P. McKibben, Ophelia S. Edwards, Charles Edwards, Lula Ratteree, Martha J. Smith and J. M. Edwards.

Application was made under the provisions of the Act of Congress approved April 26, 1906 (34 Stats., 137), for the enrollment of the following persons as citizens by blood of the Choctaw Nation: July 20, 1906, Alva Adams, born January 8, 1905, minor daughter of A. M. Adams, and Lucy Adams;

July 23, 1906, Theodore Early Goodwin, born January 21, 1905, minor son of John T. Goodwin and Nellie Goodwin.

July 24, 1906, Clinton L. Wooding born June 23, 1905, minor son of John L. Wooding and Gail B. Wooding.

July 20, 1906, Jessie Fay Guyer and Rosa Lee Guyer, born January 4, 1904 and March 22, 1905, respectively, children of J. W. Guyer and Zora A. Guyer.

It is not alleged in the petition that any of the petitioners herein ever occupied such a status as would entitledthem to enrollment as citizens by blood or intermarriage of the Choctaw nation; neither can any of the petitioners be identified with any

of the persons whose names appear on any of the tribal rolls of the Choctaw Nation in the possession of this office.

Section one of the Act of Congress approved April 26, 1906 (34 Stats., 137) provides in part as follows:

"No motion to reopen or reconsider any citizenship case in any of said tribes shall be entertained unless filed with the Commissioner to the Five Civilized Tribes within sixty days after the date of the order or decision sought to be reconsidered except as to decisions made prior to the passage of this Act, in which cases such motion shall be made within sixty days after the passage of this Act".

I am of the opinion that inasmuch as the petition herein was not filed within sixty days after the passage of the Act of April 26, 1906 (34 Stats., 137), I am without authority to receive or consider said petition in so far as same applies to those applicants for whose enrollment application was made under the provisions of the Act of Congress approved June 28, 1898 (30 Stats., 495).

I am, therefore, of the opinion that inasmuch as it does not appear from the records in the possession of the Commissioner to the Five Civilized Tribes that any of the applicants ever occupied such a status as would entitle them to enrollment as citizens by blood and intermarriage of the Choctaw Nation, the decisions of the Choctaw and Chickasaw Citizenship Court of December 3, 1904, are final and that the applications for the enrollment of Zora P. Lewis, Zora S. Early, Nellie Early, Thomas P. Lewis, Lawrence Lewis, Laura Lewis, Antha L. Lewis, Oscar Lewis, Lydia Clark, Virgil Cowart, Marshall Cowart, Samuel P. Cowart, George V. Cowart, Julius M. Leard, Frank Leard, Sudie Leard, Nannie Leard, George L. McKibben, Cassie O. McKibben, Claude McKibben, Thomas P. McKibben, Joseph H. Leard, Madison Leard, Jack Leard, Maud Early, now Maud Venable, Hugh Early, Olivia Pryor, Kyle Douglass, Henry Jordan, Rhoda Jordan, George Pryor, James Pryor, Mary E. Pryor, Angeline Adams, formerly Tabor, Willie Tabor, Ben Tabor, Herschel L. Tabor, Zora A. Guyer, Lucy Adams, Mabel Adams, Gail B. Lewis, now Gail B. Wooding, Edward H. Lewis, Zora Jordan, Ophelia S. Edwards, Charles Edwards, Lula J. Ratteree, nee Edwards, Martha J. Smith, nee Edwards and David L. Edwards as citizens by blood of the Choctaw Nation should be denied under the provisions of the Act of Congress approved July 1, 1902, (32 Stats., 641) and that the petition herein, in so far as it applies to said applicants, should be dismissed and it is so ordered.

I am further of the opinion that the application for the enrollment of Augusta M. Lewis, Anna Cowart, Sarah E. Lewis, Belle Leard and Joseph M. Edwards as citizens by intermarriage of the Choctaw Nation should be denied under the provisions of the Act of Congress approved July 1, 1902 (32 Stats., 641) and that the petition herein in so far as same applies to said petitioners should be dismissed, and it is so ordered.

I am further of the opinion that the petition herein in so far as same applies to the petitioners Edward M. Lewis, Sarah J. McKibben, Ruth Adams, Leona Tabor, Sallie O. Pryor, Vernon Pryor, Earl Pryor, Frank David Leard, Elihu Venable, Grant McKibben, Barnie Edward Leard, David Leard, Albert Clarence Goodwin, Lindly Blaine Guyer, Edith May Guyer, Wiedding Lewis Guyer, Earnest P. Adams and Ida Vadis Adams, whose applications for enrollment have heretofore been dismissed, should be dismissed, and it is so ordered.

I am further of the opinion that the petition herein in so far as same applies to the petitioners G. W. McKibben, John L.

Wooding, William Early, William M. Guyer, John Adams, Lidie Leard, wife of Julius Leard, Alma Leard, Susie Leard, John Venable, Frank Davis, George Clark, A. M. Adams, Preston Early, John Goodwin, Eugene Ratteree, Oscar Smith, Rhoda Cowart, Davie Self and ____ Self, husband of Davie Self, should be dismissed, and it is so ordered.

I am further of the opinion that the petition herein in so far as same applies to the petitioners, Emmett Pryor, Jessie Pryor, Cora Bailey, Samuel Douglass, Ethel Douglass, Henry Munn, Lula Munn, Jesse Lee Guyer, Rosa F. Guyer, Rufus Taber, Roy Leard, Gus Leard, Allice Venable, Jewell Venable, Leeta Ratteree and William E. Hays should be considered as an application for the enrollment of said persons as citizens by blood of the Cheetaw Nation under the provisions of the Act of Congress approved April 26, 1906 (34 Stats., 137) and that inasmuch as said applications were not filed within the time limited by the provisions of said Act, the same should be dismissed, and it is so ordered.

I am further of the opinion that the application filed July 23, 1906 and July 24, 1906, for the enrollment of Alva Adams, Theodore Early Goodwin, Clinton L. Wooding, Jessie Way Guyer and Rosa Lee Guyer and the petition herein in so far as same applies to said applicants should be dismissed, and it is so ordered.

(signed) Tams Bixby,

COMMISSIONER TO THE FIVE CIVILIZED TRIBES.

Muskogee, Indian Territory,

Feb 13 1907

7-14

Muskogee, Indian Territory, July 18, 1905.

Tobias J. Bailey,

Tyrola, Indian Territory.

Dear Sir:

Receipt is hereby acknowledged of your letter of July 8, 1905, in which you state that M. L. Leard, concerning whom you inquired in a previous letter was the son of Zora P. Lewis and that you have understood that an application was made by his mother for herself and her children Mathew L. Leard, Jack Leard and others; you ask to be advised when the application was made and when they were denied as you were contested by a man who bought land from Leard.

In reply to your letter you are advised that it appears from the records of this office that Zora P. Lewis presented a petition to the Commission to the Five Civilized Tribes in 1896 for citizenship in the Choctaw Nation for herself and the members of her family. This application was denied by said Commission and appeal was taken to the United States Court for the Southern District of Indian Territory, which court on January 19, 1898 reversed this decision and admitted the applicants to citizenship in the Choctaw Nation.

On September 8, 1898, Joseph M. Leard made appli-

ection for the enrollment of himself, his wife Belle Leard and his brothers and sisters Madison and Jack Leard and Maud and Hugh Early as citizens by blood of the Choctaw Nation pursuant to the judgment of the United States Court above referred to.

Appeal was subsequently taken in this case to the Choctaw and Chickasaw Citizenship Court, which on December 3, 1904, denied the citizenship in the Choctaw Nation of all the persons included in the citizenship case of Zora P. Lewis et al. It does not appear from the record in this case that any person by the name of Mathew L. Leard was included but Madison L. Leard, brother of Jack Leard and half brother of Maud and Hugh Early was included in said case and it is believed that this must be the person referred to by you as Mathew L. Leard.

Respectfully,

Commissioner.

epartment of the Interior.
Commission to the Five Civilized Tribes,
MUSKOGEE, IND. TER.

19
18

RETURN TO

FEB 1905

OFFICIAL BUSINESS
PENALTY FOR PRIVATE USE $300

REGISTERED
MUSKOGEE, IND. TER.

UNCLAIMED

Madison Leard,

Center, Indian Territory.

Second Notice sent

W.O.B.

COMMISSIONERS:
TAMS BIXBY,
THOMAS B. NEEDLES,
C. R. BRECKINRIDGE.

WM. O. BRALL,
Secretary.

ADDRESS ONLY THE
COMMISSION TO THE FIVE CIVILIZED TRIBES.

DEPARTMENT OF THE INTERIOR,
COMMISSION TO THE FIVE CIVILIZED TRIBES.

REFER IN REPLY TO THE FOLLOWING:
Choctaw 14

Muskogee, Indian Territory, January 19, 1905.

Madison Leard,
Center, Indian Territory,

Dear Sir:

Inclosed herewith you will find a copy of the order of this Commission dated January 19, 1905, dismissing the application for the enrollment of your minor child, Frank David Leard, as a citizen by blood of the Choctaw Nation.

Respectfully,

Chairman.

Registered.
Incl. 7-14.

7-14

COPY.

DEPARTMENT OF THE INTERIOR
COMMISSION TO THE FIVE CIVILIZED TRIBES.

In the matter of the application of Frank David Leard for enrollment as a citizen by blood of the Choctaw Nation.

The applicant, Frank David Leard, claims the right to enrollment as a citizen by blood of the Choctaw Nation through his father, Madison Leard.

The right of the applicant's father, Madison Leard (as Madison Leard or Madison L. Leard), to citizenship in the Choctaw Nation having been adversely determined by a decree of the Choctaw and Chickasaw Citizenship Court of December 3, 1904, in case number 58 upon the South McAlester docket of said Court, it is hereby ordered that the application of Frank David Leard for enrollment as a citizen by blood of the Choctaw Nation be dismissed.

COMMISSION TO THE FIVE CIVILIZED TRIBES.

(SIGNED).

Tams Bixby

Chairman.

Muskogee, Indian Territory,
JAN 19 1905

JAN 19 1905

15 Sarah J STEWART Choc

CHOCTAW 15

Sarah I. Stewart

Nos. [illegible] to CHOCTAW

[illegible]

Nos. [illegible] to CHOCTAW

EMPTY

18 Ethel Folsom et al Granted Choc

Ida Denney Transferred from Choctaw D-743 May 15 1905

Commission to the Five Civilized Tribes,

Atoka, Indian Territory.

In the application of Ida Denney for enrollment as an intermarried Choctaw; being sworn and examined by Com'r McKennon she states:

Q What is your name? A Ida Denney.

Q How old are you? A Twenty-one.

Q Have you ever been on the Choctaw rolls? A Not that I know of.

Q You are intermarried? A Yes sir.

Q You present here a certificate of marriage dated January 6th 1887 to marry Jerry Folsom, you married him? A Yes sir.

Q How long did you live with him? A About two and one-half years.

Q He is a Choctaw citizen? A Yes sir.

Q You separated from him after two years and a half? A Yessir.

Q Did he get a divorce from you? A I reckon he did.

Q Then you married again? A Yes sir.

Q When? A I married twice since that.

Q Married white men both times? A Yes sir.

Q Did they take testimony in your case before? A

(Here Attorney Herd states that no testimony was taken in this case before, but that it was continued until the testimony of the applicant's former husband could be secured.)

Department of the Interior,
Commission to the Five Civilized Tribes.
I hereby certify upon my official oath as stenographer to the above named Commission, that this transcript is a true, full and correct translation of my stenographic notes.
M S Green

Choctaw, D. 743.

Department of the Interior,
Commission to the Five Civilized Tribes.
Ada, I. T., November 11, 1902.

In the matter of the application for enrollment as a citizen by intermarriage of the Choctaw Nation of Ida Denney.

Ida Denney being duly sworn testifies as follows:

Examination by the Commission.

Q Your name is Ida Denney? A Yes sir.
Q How old are you? A 32.
Q What is your post office address? A Francis.
Q How long have you lived in the Chickasaw Nation? A 13 years last April.
Q Lived here continuously for the past 13 years? A Yes sir.
Q Never made your home any plce else during that time? A No sir.
Q Are you an applicant for enrollment as an intermarried citizen of the Choctaw Nation? A Yes sir.
Q What is the name of your Indian husband through whom you claim intermarried rights? A His name was Jerry Fulsom.
Q Is he a recognized and enrolled citizen of the Choctaw Nation? A Yes sir.
Q Have his rights never been quetioned? A They are on the books; no sir, never been questioned.
Q He has always been recognized as a Choctaw? A Yes sir.
Q When were you married to Jerry Fulsom? A 1887, 6th of January.
Q Where was this marriage ceremony performed? A At my father's house on his place.
Q Where was this place? A San Bois County.
Q In the Choctaw Nation? A Yes sir.
Q Were you living in the Choctaw Nation at that time? A Yes sir.
Q You and your father's family? A Yes sir.
Q Was Jerry Fulsom a resident of the Choctaw Nation? A Yes sir.
Q Who married you? A Joel Garland, Supreme Judge of the Choctaw Nation.
Q Did you procure a license? A No sir, never had no license; they said we didn't need a license.
Q Just went before him and were married? A Yes sir.
Q How long after your marriage was it when you removed to the Chickasaw Nation? A I dont recollect, about 3 years I think.
Q Since that tis you have lived in the Chickasaw Nation? A Yes sir.
Q How long did you live with Jerry Fulsom as his wife? A Lived 2 years in January and we separated in June.
Q What was the cause of this separation? A He taken another woman.
Q Did he leave you? A No, he didn't leave me; he sent me off; he had my cousin to take me off.
Q Where were you living with Jerry Fulsom after your marriage? A In San Bois County.
Q You had a place of your own down there? A Yes sir.
Q You two were living alone? A He had one child.
Q By another woman? A Yes sir.

Q Then he sent you away you say? A Yes sir, he sent me away.
Q What was the reason of that? A I dont know exactly what was the reason; he had taken her and fetched her home; I left in the morning and he fetched her there that evening that I left
Q Had you had any trouble before that? A No sir.
Q Did you ever have any quarrels or any words? A No sir.
Q You dont know any reason why he sent you away except he had this other woman? A I dont know any other reason; but maybe a white woman's ways did not suit him.
Q Was this other woman an Indian? A Yes sir, a Choctaw.
Q After you were sent away from his home where did you go? A Over in the Chickasaw Nation close to where I am living now.
Q Who did you live with after you came up here? A My father and mother.
Q They were up here were they? A Yes sir.
Q Did you obtain a divorce from him? A No sir.
Q Did he obtain a divorce from you? A Yes sir.
Q What were the grounds of that divorce? A I dont know.
Q Where did he obtain the divorce? A I couldn't tell you that.
Q You did not take enough interest in the matter to find out anything about it? A No sir, his sister said he got a divorce; and he married; but he lived with that woman a little over two years before he married her.
Q And up to the time he brought this woman into your house you had no idea there was anything wrong between you? A There was nothing wrong befween us.
Q You did not quarrel or have any words? A No sir, we got along peacefully.
Q What did he tell you when he sent you away? A He never told me anything; he just said he was going to send me off.
Q You did not know for what reason? A No sir, never asked him.
Q You just went right along? A Yes sir, just went along; he got so he would not stay at home; I did not want to leave him; but I thought if he hired my cousin to take me off it would not do any good to live with him.
Q Did you ever try to go back to live with him? A No sir.
Q Never made any attempt to? A Never did, no sir.
Q Did you ever see him again? A I saw him once to speak to him a short time after he married that woman; I saw him.
Q Were you ever married before you married Jerry Fulsom? A No sir.
Q Was he ever married before he married you? A Yes sir, he had been married three times.
Q All of his wives dead? A Two of them, and one living.
Q Had he been divorced from her? A I reckon he had.
Q What was this woman's name that was living at the time of your marriage? A I dont know whether she was living; his first wife was a white woman, and they sepafated, and he married Nancy Bohanan, and she died; then he married Katy Bohanan and she died, and then he married me.
Q You dont know whether this first wife was living or not? A No sir.
Q Do you know whether they were divorced? A No sir.
Q Was it generally understood that they were divorced? A I reckon so; his sister said he was.
Q Did you try to find out if they were divorced? A No sir, I never did know he had ever been married until after we were married.

Ida Denney----3

Q After Jerry Fulsom sent you away did you marry again? A Yes sir.
Q How many times? A Twice.
Q What was the name of your first husband? A Scroggins.
Q His full name? A Sert Scroggins.
Q Was he a white man? A Yes sir.
Q When did you marry him? A '92.
Q How long did you live with him? A A I forget just exactly; it lacked a little of being three years.
Q Did you leave him? A He left me.
Q Were you divorced? A No.
Q Did you marry another white man? A Yes sir.
Q What has becomeof the third man? A His name is Denny.
Q Is he living? A Yes sir.

W. H. Martin being duly sworn on oath states that as stenographer to the Commission to the Five Civilized Tribes he recorded in full the above proceedings at Ada, I. T., on the 11th day of November, 1902, and that the within and foregoing is a full true and correct transcript of his stenographic notes in the same.

W H Martin

Subscribed and sworn to before me this 25 day of November, 1902.

Charles Hesawyer
Notary Public.

That

United States of America
Central District
Indian Territory

For Epu Garland
66 years of age, citizen of the
Choctaw Nation, resident of
Garland, Indian Territory,
make the following statement
under oath:

I united in marriage
Jerry Folsom, a citizen
of the Choctaw Nation, to Ida
Dunn, a white woman, on
or about Jan. 1897, but am
not certain as to the exact date.
I issued a certificate of [illegible]
marriage at the time, but
presume it got lost.
I was at the time of said
marriage chief justice of the
Supreme Court of the Choctaw

Nation, and War authorized, by law to solemnize marriages, and I declare upon death that I performed the said marriage.

Joseph Garland

Subscribed and sworn to before me, a Notary Public, within and for the Central District of Indian Territory, this, Feb. 28 - 1905.

John B. Dickinson.

My Commission Expires June 7 - 1908.

Choctaw D-743.

In the matter of the enrollment of Ida Denney as an intermarried citizen of the Choctaw Nation.

PROTEST of
Choctaw and Chickasaw Attorneys

[illegible] OF [illegible] SENIOR,
[illegible] TO THE FIVE CIVILIZED TRI[illegible]
FILED
FEB 6 [illegible]

[illegible] CHAIRMAN.

BEFORE THE COMMISSION TO THE FIVE CIVILIZED TRIBES.

In the matter of the application for the enrollment of Ida Denny as a citizen by intermarriage of the Choctaw Nation, Choctaw Field No. D-743.

- - - - - - -

We hereby request, on behalf of the Choctaw and Chickasaw Nations, that final decision in this case be postponed until final decision by the Choctaw and Chickasaw Citizenship Court in the case of B. F. Thompson vs. Choctaw and Chickasaw Nations, No. 38 on the South McAlester Docket, in which the said court will decide the question of the validity of that portion of the intermarriage laws of the Choctaw Nation providing for the forfeiture of citizenship of white persons who separate from their Indian spouses, which question is involved in the case to which this communication refers.

This request is filed under authority granted by the Honorable Secretary of the Interior in his communication to the Commission to the Five Civilized Tribes upon the subject, dated November 18, 1903.

Attorneys for the Choctaw & Chickasaw Nations.

January 23, 1904.

7-D-743.

DEPARTMENT OF THE INTERIOR,
COMMISSION TO THE FIVE CIVILIZED TRIBES.

In the matter of the application of Ida Denney for enrollment as a citizen by intermarriage of the Choctaw Nation.

--: D E C I S I O N :--

It appears from the record herein that on January 6, 1887, the applicant was lawfully married to Jerry Folsom a recognized and enrolled citizen by blood of the Choctaw Nation, whose name appears as No. 6436, upon the lists prepared by this Commission under the Act of Congress approved July 1, 1902 (32 Stat., 641) of persons entitled to enrollment as citizens by blood of the Choctaw Nation, and approved by the Secretary of the Interior on January 17, 1903; that at the date of said marriage both the persons above mentioned were residents in good faith of the Choctaw Nation, and that they lived together in said nation as husband and wife for about two and one half years when they separated and were subsequently divorced; that thereafter the applicant married Bert Scroggins, and subsequently married --- Denney both said persons being white men having no right of Choctaw citizenship by blood; that the applicant has been a resident in good faith of the Choctaw-Chickasaw country continuously since the date of her marriage to the said Jerry Folsom, January 6, 1887, up to and including September 25, 1902.

It is, therefore, the opinion of this Commission that, following the ruling of the Department in the case of Thornton [illegible] Pearce, (I. T. D. 4060-1904) relative to the question of forfeiture, Ida Denney should be enrolled as a citizen by intermarriage of the Choctaw Nation, in accordance with the provisions of the Acts of Congress approved June 28, 1898 (30 Stat., 495) and July 1, 1902 (32 Stat., 641), and it is so ordered.

COMMISSION TO THE FIVE CIVILIZED TRIBES.

Chairman.

Commissioner.

Commissioner.

Muskogee, Indian Territory,
MAR 28 1905

MAR 2 1905

COPY. 7-B-743

Muskogee, Indian Territory, March 28, 1905.

Ida Benney,

Francis, Indian Territory.

Dear Madam:

Inclosed herewith you will find a copy of the decision of the Commission to the Five Civilized Tribes, rendered March 28, 1905, granting your application for enrollment as a citizen by intermarriage of the Choctaw Nation.

The attorneys for the Choctaw and Chickasaw Nations have been furnished a copy of said decision and have been allowed fifteen days from the date of this notice within which to file protest against the action of the Commission in enrolling you as a citizen of the Choctaw Nation. If at the expiration of that time no protest has been filed, your name will be placed upon the final rolls of the citizens of the Choctaw Nation to be submitted to the Secretary of the Interior for his approval.

Respectfully,

Tams Bixby

Chairman.

Registered.
Enc. 7-B-743.

COPY. 7-D-743

Muskogee, Indian Territory, March 28, 1908.

J. D. Dickinson,
Attorney at Law,
South McAlester, Indian Territory.

Dear Sir:

You are hereby notified that the Commission to the Five Civilized Tribes on March 28, 1908, rendered its decision granting the application for the enrollment of Ida Denney as a citizen by intermarriage of the Choctaw Nation.

The attorneys for the Choctaw and Chickasaw Nations have been furnished a copy of said decision and have been allowed fifteen days from the date of this notice within which to file protest against the action of the Commission in enrolling said applicant as a citizen of the Choctaw Nation. If at the expiration of said time no protest has been filed, her name will be placed upon the final rolls of the citizens of the Choctaw Nation to be submitted to the Secretary of the Interior for his approval.

Respectfully,

[redacted]

Tams Bixby

Registered. Chairman.

7-D-743

COPY.

Muskogee, Indian Territory, March 28, 1905.

Mansfield, McMurray & Cornish,
Attorneys for Choctaw and Chickasaw Nations,
South McAlester, Indian Territory.

Gentlemen:

Inclosed herewith you will find a copy of the decision of this Commission, rendered March 28, 1905, granting the application for the enrollment of Ida Denney as a citizen by intermarriage of the Choctaw Nation.

You are hereby advised that you will be allowed fifteen days from the date of this notice within which to file protest against the action of the Commission in enrolling said applicant as a citizen of the Choctaw Nation. If at the expiration of that time no protest has been filed, her name will be placed upon the final rolls of the citizens of the Choctaw Nation to be submitted to the Secretary of the Interior for his approval.

Respectfully,

Tams Bixby

Chairman.

Registered.
Incl. 7-D-743.

See 7-D-834 for registry receipt for this letter.

United States of America,
Indian Territory,
Central District } S.S.

In the matter of Ida Denney,
for enrollment as a citizen of the
Choctaw Nation by intermarriage.

I, Jerry Folsom, of
McCurtain, Indian Territory,
under oath, make the following
statement:

I was married to Miss Ida
Denney, on Jan. 6th 1887,
by Judge Joseph Garland, now
living at Garland, I.T.
Ida Denney was my third
wife; the other two were both
dead at time of my marriage
to Ida Denney.
I was divorced from Ida on
or about ~~Nov~~ November 1891. Divorce
was granted at Wilburton, by
Judge Mitchel Harrison, Circuit
Judge.
I was married on ~~July~~ 8- 1891
to Ella Jones. Was divorced from
her about May 1893.

DEPARTMENT OF THE INTERIOR,
COMMISSION TO THE FIVE CIVILIZED TRIBES.

FILED

NOV 22 1904

CHAIRMAN.

I was again married to Lillian Bohanon.

My marriage to Ida Demez was according to the laws of the Choctaw Nation, and I am a duly enrolled citizen of the said Nation.

I am the father of Ethel Folsom, and Ida Demez is her mother.

Jerry Folsom

United States of America
Central District
Indian Territory

Subscribed and Sworn to before me, the undersigned Notary Public, this, Nov. 16th. 1904.

John B. Dickinson,
Notary Public.

My commission expires June 7- 1908.

7-D-743

Commission to the Five Civilized Tribes,

Gentlemen:-

Your letter of October 21st to Ida Denney of Francis, I. T. has been sent me for attention. Ethel Folsom is a daughter of Jerry Folsom and Ida Folsom, Choctaw citizens. Ethel is duly enrolled as a Choctaw by blood.

Will secure the evidence you require, and file same with you soon.

Yours truly,

J. B. Dickenson,

Agt.

Choctaw D 743

Muskogee, Indian Territory, November 28, 1902.

C. Duncan,

Newton, Indian Territory.

Dear Sir:

Receipt is hereby acknowledged of your letter of the 25th instant, in which you desire to be advised if Ida Denny was registered at Ada, Indian Territory, during this month, as a Choctaw.

In reply to your letter you are advised that it appears from our records that Ida Denney is an applicant to this Commission for enrollment as a citizen by intermarriage of the Choctaw Nation and on November 11, 1902, she appeared before the Commission at Ada, Indian Territory, and testified as to her status as an intermarried citizen on the 25th day of September, 1902, the date of the ratification of the Choctaw-Chickasaw agreement by the citizens of these two tribes. The Commission has not up to this time rendered a decision in the matter of the application of Ida Denney for enrollment as a citizen by intermarriage of the Choctaw Nation.

Respectfully,

Acting Chairman.

Choctaw D 743

Muskogee, Indian Territory, February 10, 1904.

Ida Denney,

Francis, Indian Territory,

Dear Madam:

You are hereby advised that under direction of the Secretary of the Interior of November 18, 1903, and upon a protest filed with the Commission by the attorneys for the Choctaw and Chickasaw Nations dated January 23, 1904, no further action will be taken relative to your enrollment as an intermarried citizen of the Choctaw Nation until the Commission is further instructed by the Secretary of the Interior.

Respectfully,

Commissioner in Charge.

7-D-743.

Muskogee, Indian Territory. October 21, 1904.

Ida Denney,

Francis, Indian Territory.

dear Madam:

In the matter of your application for enrollment as a citizen by intermarriage of the Choctaw Nation, the Commission is unable to identify your former husband, Jerry Folsom, as a citizen by blood of the Choctaw Nation. You are requested to, at once, advise the Commission of the name of the woman he married after his separation from you, and whether or not he has any children who have been enrolled by the Commission as citizens by blood of the Choctaw Nation. With this information, the Commission will probably be able to identify him on the rolls.

From your evidence, given in November, 1902, it appears that, at the time of your marriage, he had been married on three different occasions, and that two of his former wives were then dead, but as to his first wife, you state that you do not know whether or not she was living at the time of his marriage to you, nor do you know whether any divorce was secured by him from her. It will be necessary that you furnish the Commission with evidence that all of his former wives were dead, at the time of your marriage to him, or, if he had been divorced from any of them, you must furnish the Commission

I.D.---#2.

with either the original or a certified copy of the decree of divorce.

You are further advised that you must furnish the Commission with the original or a certified copy of your marriage license and certificate of marriage to the said Jerry Folsom.

You will please give this matter immediate attention, as, until the desired evidence is furnished, no further action will be taken in the matter of your application.

Respectfully,

Chairman.

7-D-748

Muskogee, Indian Territory, November 18, 1904.

Ida Denner,

Francis, Indian Territory.

Dear Madam:-

Receipt is hereby acknowledged of your letter of November 15, 1904, notifying the Commission that you have appointed J. B. Dickerson as your attorney and this information has been made of record in the matter of your application for enrollment as an intermarried citizen of the Choctaw Nation.

Respectfully,

Chairman.

7-D-745

Muskogee, Indian Territory, November 17, 1904.

J. B. Dickerson,

South McAlester, Indian Territory.

Dear Sir:-

Receipt is hereby acknowledged of your letter of November 1[illegible], 1904, in reply to our communication of October 21, 1904 to Ida Denney in which you state that the information requested therein will be secured and forwarded in a few days.

In reply to your letter you are informed that this matter should receive early attention in order that disposition may be made of the application for enrollment of Ida Denney as an intermarried citizen of the Choctaw Nation.

Respectfully,

Chairman.

7-D-745

Muskogee, Indian Territory, November 22, 1904.

J. B. Dickinson,

South McAlester, Indian Territory.

Dear Sir:-

Receipt is hereby acknowledged of your letter of November 18, 1904, enclosing the affidavit of Jerry Folsom which you offer in support of the application of Ida Denney for enrollment as an intermarried citizen of the Choctaw Nation and request that you be advised if additional evidence is required.

In reply to your letter you are informed that the affidavit referred to has been filed with the record in the matter of the application of Ida Denney for enrollment as an intermarried citizen of the Choctaw Nation, and if additional evidence is necessary to enable the Commission to pass upon the rights of this person you will be notified.

Respectfully,

Chairman.

7-D-743.

Muskogee, Indian Territory November 23, 1904.

J. B. Dickerson,

South McAlester, Indian Territory.

Dear Sir:

Receipt is hereby acknowledged of the affidavit of Jerry Folsom forwarded to this Commission in the matter of the application of Ida Denney for enrollment as a citizen by intermarriage of the Choctaw Nation. The information given in said affidavit is not sufficient to enable to Commission to definitely identify Jerry Folsom as a citizen by blood of the Choctaw Nation. It will be necessary that the Commission be advised of the names of all the children of Jerry Folsom whether by his present wife or by any of his former wives, and also that the Commission be advised of the names of the parents of said Jerry Folsom.

In our letter of October 21, 1904, addressed to Ida Denney she was advised that it would be necessary to furnish the Commission with the original or a certified copy of her marriage license and certificate of marriage to Jerry Folsom. This has not yet been furnished.

Will you please forward the information requested relative to the names of the parents and children of Jerry Folsom, and also forward the original or a certified copy of the said marriage

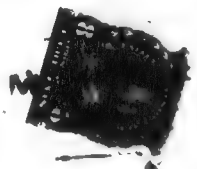
J. B. D.

license and certificate as early as possible.

Respectfully,

Chairman.

SOUTH McALESTER, IND. T.
APR 20 1905
REGISTERED.



Department of the Interior.
Commission to the Five Civilized Tribes.
MUSKOGEE, IND. TER.
OFFICIAL BUSINESS.
Penalty for private use, $300.

RETURNED TO WRITER

MUSKOGEE

J. D. Dickinson,

~~South McAlester, Indian~~ Territory.

2 nd Notice
Apr 21 - 1905

COMMISSIONERS
TAMS BIXBY,
THOMAS B. NEEDLES,
C. R. BRECKINRIDGE.

WM. O. BEALL,
Secretary

DEPARTMENT OF THE INTERIOR,
COMMISSION TO THE FIVE CIVILIZED TRIBES.

REFER IN REPLY TO THE FOLLOWING:
7-D-743

ADDRESS ONLY THE
COMMISSION TO THE FIVE CIVILIZED TRIBES

Muskogee, Indian Territory, March 28, 1905.

J. D. Dickinson,

Attorney at Law,

South McAlester, Indian Territory.

Dear Sir:

You are hereby notified that the Commission to the Five Civilized Tribes on March 28, 1905, rendered its decision granting the application for the enrollment of Ida Denney as a citizen by intermarriage of the Choctaw Nation.

The attorneys for the Choctaw and Chickasaw Nations have been furnished a copy of said decision and have been allowed fifteen days from the date of this notice within which to file protest against the action of the Commission in enrolling said applicant as a citizen of the Choctaw Nation. If at the expiration of said time no protest has been filed, her name will be placed upon the final rolls of the citizens of the Choctaw Nation to be submitted to the Secretary of the Interior for his approval.

Respectfully,

Chairman.

Registered.

7-18

Muskogee, Indian Territory, June 8, 1906.

James P. Denny,

Purcell, Indian Territory.

Dear Sir:

Receipt is hereby acknowledged of your letter of May 24, 1906, in which you state that you are the husband of Ida Denny and desire to be enrolled as an intermarried citizen of the Choctaw Nation.

In reply to your letter you are advised that Ida Denny has been enrolled as an intermarried citizen of the Choctaw Nation and under a ruling of the Department in the Choctaw enrollment case of Emma McMenamin no person is entitled to enrollment and allotment in the Choctaw or Chickasaw Nation by reason of marriage to an intermarried citizen of either of said nations.

Respectfully,

Commissioner.

7-18

Muskogee, Indian Territory, June 8, 1906.

Ida Denny,

Purcell, Indian Territory.

Dear Madam:

Receipt is hereby acknowledged of your letter of May 24, 1906, in which you state that you are an intermarried citizen of the Choctaw Nation and desire to make application for the enrollment of your children by your non citizen husband.

There are inclosed herewith six blanks for the enrollment of minor children under the act of Congress approved April 26, 1906. You are informed, however, that in accordance with the views of the Attorney General recently expressed white children of intermarried citizens of the Choctaw and Chickasaw Nations are not entitled to enrollment and allotment in said nations.

Respectfully,

6 B. C.

Commissioner.

7-18

Muskogee, Indian Territory, July 21, 1906.

James P. Denney,

Purcell, Indian Territory.

Dear Sir:

Receipt is hereby acknowledged of the affidavits of Ida Denney and W. R. Threlkeld to the birth of Moses Tilford Denney, child of James P. Denney and Ida Denney, October 12, 1905; also the affidavits of Ida Denney and S. M. Richey to the birth of Alta Marchie Denney, child of James P. Denney and Ida Denney, April 17, 1903.

Respectfully,

Commissioner.

EMPTY

DEPARTMENT OF THE INTERIOR,

COMMISSION TO THE FIVE CIVILIZED TRIBES.

The record in the matter of the application for the enrollment as a citizen by intermarriage of the Choctaw Nation of--

ROBERT L. HENSLEY, 7-20.

DEPARTMENT OF THE INTERIOR,
COMMISSION TO THE FIVE CIVILIZED TRIBES.
Ada, Indian Territory, November 10, 1902.

In the matter of the application for enrollment of Robert L. Hensley as a citizen by intermarriage of the Choctaw Nation.

Said Robert L. Hensley, being first duly sworn, testified as follows:

Examination by the Commission.

Q What is your name? A Robert L. Hensley.
Q How old are you? A Fifty-eight years old.
Q What is your postoffice address? A Stonewall.
Q How long have you resided in the Chickasaw Nation? A Thirty-seven or thirty-eight years.
Q Have you lived here continuously all that time? A Yes sir.
Q Do you claim intermarried rights in the Choctaw Nation? A Yes sir.
Q What is the name of your Indian wife through whom you claim these rights? A Phoebe Goins.
Q Was she a recognized and enrolled citizen of the Choctaw Nation? A Yes sir.
Q Were her rights ever questioned? A No sir, I guess not.
Q When were you married to Phoebe Goins? A The fifteenth of April, 1866.
Q Where did this marriage take place? A Here in the Chickasaw Nation.
Q Were you both living in the Chickasaw Nation at that time? A Yes sir.
Q At the time of this marriage had you ever been married to any other woman? A No sir.
Q Had she ever been married to any other man? A No sir.
Q Is Phoebe Goins living? A No sir.
Q When did she die? A In 1895--the eighth of May.
Q Up to the time of her death did you live with her as her husband, continuously? A Yes sir.
Q There was no separation, abandonment or divorce? A No sir.
Q Since her death have you remarried? A No sir.
Q You are at present a bona fide resident of the Chickasaw Nation? A Yes sir.
Q Intend to make it your permanent home? A Yes sir.
Q At the time of your marriage to Phoebe Goins did you obtain a marriage license? A It wasn't necessary at that time--there was no license law then.
Q Wasn't it the custom at that time to obtain a license to marry an Indian? A No sir.
Q Who married you? A Humphrey Colbert--he was Circuit Judge at that time.
Q Of the Chickasaw Nation? A Yes sir.

Ira S. Miles, being first duly sworn, states that as stenographer to the Commission to the Five Civilized Tribes he reported in full all proceedings had in the above entitled cause, heard at Ada, Indian Territory, November 10, 1902, and that the above and foregoing is a

full, true and correct transcript of his stenographic notes taken in said proceedings on said date.

Subscribed and sworn to before me this the 26 day of November, 1902.

Notary Public.

A66

7 - 20.

DEPARTMENT OF THE INTERIOR,
COMMISSION TO THE FIVE CIVILIZED TRIBES.

In the matter of the application for the enrollment of Robert L. Hensley as a citizen by intermarriage of the Choctaw Nation.

DECISION.

It appears from the record herein that Robert L. Hensley, on April 17, 1866, was married in accordance with the laws, customs and usages of the Chickasaw Nation to Phoebe Hensley (nee Goins), a recognized and enrolled citizen by blood of the Choctaw Nation, whose name appears on the 1893 Choctaw pay-roll, Chickasaw District, page 27, No. 272, who died May 8, 1895; that at the time of said marriage both persons above mentioned were residents in good faith of the Chickasaw Nation and that they lived together continuously as husband and wife in said Nation until the death of said Phoebe Hensley in 1895, since which time the applicant herein continued to reside in said Nation, and has not remarried, up to and including September 25, 1902.

It is, therefore, the opinion of this Commission that Robert L. Hensley should be enrolled as a citizen by intermarriage of the Choctaw Nation, in accordance with the provisions of the acts of Congress approved June 28, 1898, (30 Stat., 495) and July 1, 1902, (32 Stat., 641), and it is so ordered.

COMMISSION TO THE FIVE CIVILIZED TRIBES,

Chairman.

Commissioner.

Commissioner.

Commissioner.

Muskogee, Indian Territory,
NOV 27 1903

(Copy)

My name is Humphry Colbert. I am a Chickasaw Indian. My age is 60 years. I was County and Probate Judge of Pontotoc County, Chickasaw Nation in the years of 1865 and 1866, and that on April 17th, 1866, I solemnized the marriage between Robert L. Rensley, a United States citizen, and Phebe Goings, a Choctaw Indian residing in the Chickasaw Nation, and at said date (April 17th 1866) there was no law of the Chickasaws requiring a United States citizen to procure license before marrying a Chickasaw or Choctaw Indian residing in the Chickasaw Nation.

I am chief justice of the Supreme Court of the Chickasaw Nation; I reside about four miles west of Stonewall, Pontotoc County, Chickasaw Nation. My postoffice is Stonewall, I. T.

(signed) HUMPHREY COLBERT.

Sworn to and subscribed before me this 30 day of July, 1900.

(signed) Wm. M. LANGFORD,
Notary Public.

(SEAL)

(Endorsement)
Department of the Interior,
Commission to the Five Civilized Tribes.
FILED
AUG 3,1900.
Tams Bixby,
Acting Chairman.

6099 7-20

DEPARTMENT OF THE INTERIOR
COMMISSION TO THE FIVE CIVILIZED TRIBES.
FILED
AUG 3 1900

ACTING CHAIRMAN.

My name is Humphrey Colbert
I am a Chickasaw Indian my
age is 60 years I was County and
Probate Judge of Pontotoc County
Chickasaw Nation in the years of
1865 and 1866 and that On April
17th 1866 I Solemnized the marriage
between Robert L. Henley a united
States Citizen and Phebe Goings
a Choctaw Indian residing in
the Chickasaw Nation and at
said date (April 17th 1866) there
was no Law of the Chickasaws
requiring a united States Citizen
to procure license before Marrying
a Chickasaw or Choctaw Indian
residing in the Chickasaw Nation
I am Chief Justice of the
Supreme Court of the Chickasaw
Nation I reside about four
miles west of Stonewall
Pontotoc County Chickasaw Nation
My post office is Stonewall I.T.

Humphrey Colbert

Sworn to and subscribed before me
this 30 day of July 1900.

Notary Public.

CORRECTION

THIS DOCUMENT HAS BEEN REPHOTOGRAPHED TO ASSURE LEGIBILITY

My name is Humphrey Colbert
I am a Chickasaw Indian my
age is 60 years I was County and
Probate Judge of Pontotoc County
Chickasaw Nation in the years of
1865 and 1866 and that On April
17th 1866 I Solemnized the marriage
between Robert L. Henley a united
States citizen and Phebe Goings
a Choctaw Indian residing in
the Chickasaw Nation and at
said date (April 17th 1866) there
was no Law of the Chickasaws
requiring a united States citizen
to procure license before Marrying
a Chickasaw or Choctaw Indian
residing in the Chickasaw Nation
I am Chief Justice of the
Supreme Court of the Chickasaw
Nation I reside about four
miles west of Stonewall
Pontotoc County Chickasaw Nation
My post office is Stonewall I.T.

Humphrey Colbert

Sworn to and subscribed before me
this 30 day of July 1900. [illegible]
Notary Public.

(Copy)

Pontotoc County,
Chickasaw Nation.

This is to certify that I Humphrey Colbert, County and probate Judge of the said County and Nation, have this day joined Robert L. Hensley and Pheebe Goeings together in the holy bonds of Matrimony.

Given under my hand this the 17th day of April, A.D.1866.

(signed) HUMPREY COLBERT,
County Judge.

Received and recorded April 19th, A.D.1866.

(signed) B. F. PERRY,
Clerk.

This is to certify that the foregoing marriage certificate of Robert L. Hensley and Pheebee Goeings is true and correct copy on file in my office.

(SEAL) (signed) SAM IMOTICHEY,Clerk
Pontotoc Co. C. N.

Pontotoc County, Chickasaw Nation

This is to certify that I Humphrey Colbert County and Probate Judge of the said County and Nation, have this day joined Robert L Hensley and Pheebee Goeings together in the holy bonds of Matrimony.

Given under my hands this the 17th day of April A.D. 1866

Received and recorded April 19th A.D. 1866
B.F. Perry Clerk

Humphrey Colbert
County Judge

This is to certify that the foregoing marriage certificate of Robert L Hensley and Pheebee Goeings is true and correct copy on file in my office.

Sam Imotichey Clerk
Pontotoc C. C. N.

COPY

D C No. 11127-1902.

Stonewall, I. T. July 7th, 1902.

Hon. Dawes Commission

Muskogee, I. T.

Dear Sirs:

In answer to your letter of the 2d inst. Mrs. Phebe Goins Hensley was enrolled by Mess. Telle, Lawrence and Gardner Commissioners from the Choctaw Nation authorized to enroll Choctaws residing in the Chickasaw Nation. She was enrolled in Pontotoc County Chickasaw Nation I think in 1893. Mrs. Hensley died May 5th, 1895.

Very respectfully,

(Signed) Robert L. Hensley.

FILED
JUL 19 1:02

COPY. Choctaw 20

Muskogee, Indian Territory, November 27, 1903.

Robert L. Hensley,

Stonewall, Indian Territory.

Dear Sir:

Enclosed herewith you will find a copy of the decision of the Commission to the Five Civilized Tribes, rendered November 27, 1903, granting your application for enrollment as a citizen by intermarriage of the Choctaw Nation.

The attorneys for the Choctaw and Chickasaw Nations have been furnished a copy of this decision and have been allowed fifteen days from this date in which to file protest against the action of the Commission in enrolling you as a citizen of the Choctaw Nation. If at the expiration of that time no protest has been filed, your name will be placed upon the final rolls of the citizens of the Choctaw Nation to be submitted to the Secretary of the Interior for his approval.

Respectfully,

(SIGNED)

Tams Bixby.

Chairman.

Registered.

Enc. 7-20.

Choctaw 20.

Muskogee, Indian Territory, November 27, 1903.

Mansfield, McMurray & Cornish,
Attorneys for Choctaw and Chickasaw Nations,
South McAlester, Indian Territory.

Gentlemen:

Enclosed herewith you will find a copy of the decision of the Commission, rendered November 27, 1903, granting the application of Robert L. Hensley for enrollment as a citizen by intermarriage of the Choctaw Nation.

You are hereby advised that you will be allowed fifteen days from this date in which to file protest against the action of the Commission in enrolling said Robert L. Hensley as a citizen of the Choctaw Nation. If at the expiration of that time no protest has been filed, the name of the applicant will be placed upon the final rolls of the citizens of the Choctaw Nation to be submitted to the Secretary of the Interior for his approval.

Respectfully,
(SIGNED)
Tams Bixby.
Chairman.

Registered.
Enc. 7-20.

21

Choctaw Roll.

Card No 21.

-Cancelled.-

Record transferred to

Vol 84

22 Chilley Nelson

Chilley Nelson.

Record transferred to Chickasaw
Card # 1704

EMPTY

EMPTY

25 Annie Perry et al Choc

Record Transferred to Chickasaw #1585

DEPARTMENT OF THE INTERIOR,

COMMISSION TO THE FIVE CIVILIZED TRIBES.

IN RE *Application for Enrollment*, as a citizen of the Choctaw Nation,

of Lillie May Perry (Here insert name of child.), born on the 22d day of February, 1898

Name of Father: George N. Perry a citizen of the Chickasaw Nation.

Name of Mother: Annie L. Perry a citizen of the Choctaw Nation.

Post-office Conway, Ind. Ter.

AFFIDAVIT OF MOTHER.

UNITED STATES OF AMERICA, }
INDIAN TERRITORY
Southern District. }

I, Annie L. Perry, on oath state that I am 27 years of age and a citizen, by blood, of the Choctaw Nation; that I am the lawful wife of George N. Perry, who is a citizen, by blood, of the Chickasaw Nation; that a female (male or female.) child was born to me on 22d day of February, 1898; that said child has been named Lillie May Perry, and is now living.

Annie L Perry

WITNESSES TO MARK:

(Must be Two Witnesses.) }

Subscribed and sworn to before me this 24 *day of* Feby 1902.

W. H. Allison NOTARY PUBLIC.

AFFIDAVIT OF ATTENDING PHYSICIAN, OR MIDWIFE.

UNITED STATES OF AMERICA, }
INDIAN TERRITORY,
Southern District, }

I, J. A Kemp, a Phys., on oath state that I attended on Mrs. Annie L. Perry, wife of Geo. N. Perry on the 22 day of February, 1898 that there was born to her on said date a Female (male or female) child; that said child is now living and is said to have been named Lillie May Perry.

J. A Kemp M.D.

WITNESSES TO MARK:

(Must be Two Witnesses.) }

Subscribed and sworn to before me this 28 *day of* January 1902.

J. A Swafford NOTARY PUBLIC.

CHOCTAW

INDEXED

20

IN RE

Application for Enrollment of

INFANT CHILD

as a citizen of

.....Nation.

Approved ..... 190.

.....

Commissioner.

DEPARTMENT OF THE INTERIOR,
COMMISSION TO THE FIVE CIVILIZED TRIBES.
FILED
FEB 28 1902

ACTING CHAIRMAN.

20

Enc Y 2

EMPTY

27 Thonias J. west et al

Choc

DEPARTMENT OF THE INTERIOR
COMMISSION TO THE FIVE CIVILIZED TRIBES.

In the matter of the application for the enrollment as a citizen by intermarriage of the Choctaw Nation of--

THOMAS J. WEST. 7--27.

Oeckman I. T. 8/13/1900

Hon Dawes Commissi n

Muscogee I.T.

Sir

I Here With Enclo e you Statement of my marriage My Fir t marri e was to Jane Perkins 22 day of May 18 1 was Chocktow by Blood married all known Indian brother at time of marria e Lived together for the Period of Ten years to children by Said marri e in 1871 I married one Isibeele Robinson We Lived tomather about ten (10) years Six (6) Children Born by Said Isibelle Robinson Ceremony Was Preformed by Isiacc Perry Co Judge Pontatoc Co and my Right Citizen Has never Been Disputed from 1861 untill Present time I was Enrolled By Chocktow Commission at Wynnewood I. T One of Said Commission Was Present at my marria e of 1861.

Subscribed and Sworn to before me this 13 of Aug 1900

Thomas J West

C. E. Duncan
Notary Public

(SEAL)

6547

7-27

COMMISSIONERS
TAMS BIXBY,
THOMAS B. NEEDLES,
C. R. BRECKINRIDGE.

WM. O. BEALL,
SECRETARY

ADDRESS ONLY THE
COMMISSION TO THE FIVE CIVILIZED TRIBES

DEPARTMENT OF THE INTERIOR.
COMMISSION TO THE FIVE CIVILIZED TRIBES.

Muskogee, Indian Territory, July 20, 1900.

Mr. Thomas J. West,

Newton, Indian Territory,

Dear Sir:

The Commission will open a Land Office at Atoka in the Choctaw Nation during the month of September, 1900, at which time and place Choctaws and Chickasaws may make preliminary selections of their homestead allotments. Before this time it is desired that you furnish the Commission with either the original or a certified copy of the marriage license between you and Isabel West. If you can not secure either the original or a certified copy, the Commission will accept the affidavits of two disinterested parties who were present at your marriage as proof of the marriage. It will be necessary to have this proof of marriage furnished before you can be allowed to make selection of your allotment. There is inclosed you herewith an envelope for reply which requires no postage. Please answer on this sheet.

Yours truly,

(Singed) Tams Bixby
Acting Chairman.

Env.

7-27

Cockman I. T. 8/13 1900

Hon Dawes Commission

Muscogee

I. T.

Sir I Here With Enclose
you Statement of my marriage
My First marriage was to Jane Perkins
22 day of may 1861 Chacktow by
Blood married all known Indian ~~[illegible]~~
at time of marriage
Lived together for the Period of
Ten Years to Children by said
Marriage in 1871 I married One
Isibelle Robinson We Lived
together about ten (10) Years
~~After her~~ Six (6) Children
Born by said Isibelle Robinson
Ceremony was Performed by
Isiah Perry Co Judge Pontatoc
and my Right Citizen Has never Been
Disputed from 1861 untill Present time
I was Enrolled By Chacktow Comision at my new wood
I. T. One of said Commission was Present ~~at my~~
marriage ~~of~~ 1861
Subscribed and Sworn to before me this 13 of aug 1900

Thomas J West C. E. Duncan
Notary Public

7-27

6519

COMMISSIONERS
HENRY L. DAWES,
TAMS BIXBY,
THOMAS B. NEEDLES,
C. R BRECKINRIDGE

ALLISON L AYLESWORTH,
SECRETARY

DEPARTMENT OF THE INTERIOR,

COMMISSION TO THE FIVE CIVILIZED TRIBES.

Muskogee, Indian Territory, July 20, 1900.

Mr. Thomas J. West,

Newton, Indian Territory,

Dear Sir:

The Commission will open a Land Office at Atoka in the Choctaw Nation during the month of September, 1900, at which time and place Choctaws and Chickasaws may make preliminary selections of their homestead allotments. Before this time it is desired that you furnish the Commission with either the original or a certified copy of the marriage license between you and Isabel West. If you cannot secure either the original or a certified copy, the Commission will accept the affidavits of two disinterested parties who were present at your marriage as proof of the marriage. It will be necessary to have this proof of marriage furnished before you can be allowed to make selection of your allotment. There is inclosed you herewith an envelope for reply which requires no postage. Please answer on this sheet.

Yours truly,

Acting Chairman.

Env.
7-27

N.F.
360
7--27.

DEPARTMENT OF THE INTERIOR.
COMMISSION TO THE FIVE CIVILIZED TRIBES.

In the matter of the application for the enrollment of Thomas J. West as a citizen by intermarriage of the Choctaw Nation.

--: D E C I S I O N :--

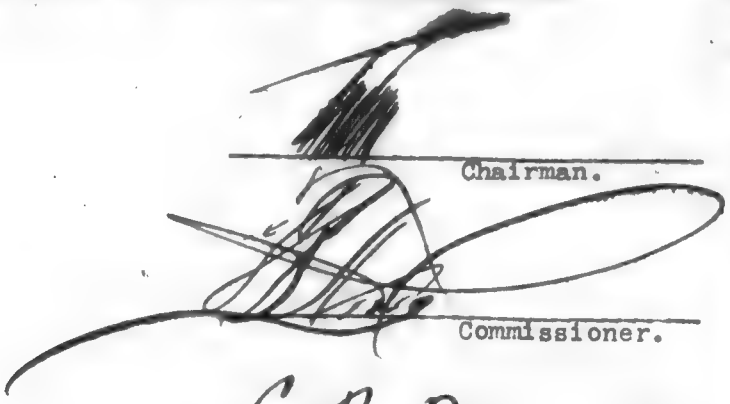
It appears from the record herein that on May 22, 1861 the applicant, Thomas J. West, was lawfully married to Jane Perkins, a recognized citizen by blood of the Choctaw Nation; that said marriage ceremony was performed in the Chickasaw Nation; that the applicant and said Jane Perkins lived together continuously as husband and wife from the date of said marriage until about 1870, when they separated and were divorced; that in 1871 the applicant was lawfully married to Isabelle Robinson, a recognized citizen by blood of the Choctaw Nation; that the applicant and said Isabelle Robinson lived together continuously from the date of their said marriage until the death of the said Isabelle Robinson about 1880; that in 1882 the applicant was lawfully married to Mary Baker, a white woman, having no rights of Choctaw citizenship by blood; and that the applicant had resided continuously in the Chickasaw Nation from the date of his said marriage with the said Jane Perkins in 1861 up to and including September 25, 1902.

It appears from the census card record in this case that the applicant has a son, Robert West, by said Isabelle Robinson, and that the name of said Robert West appears as number 39 upon the lists prepared by this Commission under the act of Congress approved July 1, 1902 (32 Stat., 641) of persons entitled to enrollment as citizens by blood of the Choctaw Nation and approved by the Secretary of the Interior on December 12, 1902.

Upon an examination of the tribal rolls in the possession of the Commission the applicant is identified upon the 1896 Choctaw Census Roll, Chickasaw District, number 15196, enrolled thereon as a citizen by intermarriage of said nation.

It is, therefore, the opinion of this Commission that Thomas J. West should be enrolled as a citizen by intermarriage of the Choctaw Nation in accordance with the provisions of the acts of Congress approved June 28, 1898 (30 Stat., 495) and July 1, 1902 (32 Stat., 641), and it is so ordered.

COMMISSION TO THE FIVE CIVILIZED TRIBES.



Chairman.

Commissioner.

C. R. Breckinridge

Commissioner.

Muskogee, Indian Territory.

OCT 15 1904

DEPARTMENT OF THE INTERIOR.
COMMISSION TO THE FIVE CIVILIZED TRIBES.
Atoka, I.T. December 11th, 1900.

Choctaw Nation

vs. No.

T. J. West

In the matter of the application of T. J. West for enrollment as a citizen by intermarriage of the Choctaw Nation.

On December 11th, 1900, at a session of the Commission to the Five Civilized Tribes at Atoka, Indian Territory, the above entitled cause being called for further hearing, and the Choctaw Nation appearing by its counsel, Mr. Melvin Cornish, and the applicant appearing by his attorney Mr. A. Telle, as well as in person, the following proceedings were had, viz:

MR. BIXBY: (Acting Chairman of Commission) What is the contention of the Nation in this case, Mr Cornish?
MR. CORNISH: (Counsel for Choctaw Nation) It is a question of separation and abandonment.

THOMAS J. WEST, being sworn by Acting Chairman Bixby, was examined in his own behalf by Mr. A. Telle, and testified as follows:
Q What is your name? A Thomas J. West.
Q Where do you live? A Pontotac County, Chickasaw Nation.
Q What is your post office? A ewton, I T.
Q What is your age? A I am sixty-two years old.
Q I will ask you if you were notified to appear here on account of protest against your enrollment? A I suppose it was for me. I got a notice that had been around to several Thomas Wests; finally it got to me. I suppose it was for me.
Q Well, did you appear before the Dawes Commission before on this same matter? A No, sir.
Q I mean for enrollment? A Yes, sir; at Stonewall, I believe it was.
Q I will ask you whether or not you were regularly enrolled there? A I think I was. I don,t think there was any objection.
Q I will ask you how you became a citizen of the Choctaw Nation A By intermarriage.
Q When were you married to a Choctaw? A In 1861
Q In 1861? A Yes, sir.
Q What Choctaw Woman did you marry? A Jane Perkins.
Q Where is Jane Perkins? A She is dead.
Q Did you live with her up until the time of her death? A No, sir.
Q You were separated from her were you? A Yes, sir.
Q Were youdivorced from her? A Yes, sir.
Q Who procured the divorce, you or her? A She did.
Q Were you notified of the divorce proceedings? A No, sir; I was not there.
Q Did you have any notice that such a proceedings was to be filed? A Not until she got her divorce. I was away about a week or ten days before that in the Chickasaw Nation buying some cattle and I came back and understood that she had went into court and got a divorce.

1.

Q Since her death have you remarried? A Yes sir, married in 1882.
Q What is the name of your third wife? A Mary Baker.
Q Is she a white woman? A Yes sir.
Q Is she still living? A Yes sir.
Q You are living together as husband and wife? A Yes sir.
Q Where were you married to your third wife? A Married in the Seminole Nation at the female academy.
Q Married the third time in accordance with the Chickasaw law?
A No sir, in accordance with the Seminole law--we was married by an ordained minister.
Q You have been a bona fide resident of the Chickasaw Nation ever since your marriage to your first wife? A Yes sir.
Q Never lived any place else? A No sir.

Ira S. Niles, being first duly sworn, states that as stenographer to the Commission to the Five Civilized Tribes he reported in full all proceedings had in the above entitled cause, heard at Ada, Indian Territory, November 10, 1902, and that the above and foregoing is a full, true and correct transcript of his stenographic notes taken in said proceedings on said date.

Ira S. Niles

Subscribed and sworn to before me this the 26 day of November, 1902.

Charles H. Sawyer

Notary Public.

Next

United States of America)
Indian Territory)
Choctaw Nation)

In the Matter of the Citzenship of Thos J West

Lucy Ann Roark formerly Lucy Ann Perkins being duly sworn deposes and says. I am well acquainted with Thos J West have Known him since about 1860 I was present at the Marriage of Thomas J West to Mrs Jane Perkins who was a Choctaw by blood and my mother. The marriage ceremony was performed by Mr Allen Wright. The cerimony was performed by said Wright a regular ordained minister of the Gospel at Boiling Springs Panola Co Chicsaw Nation Indian territory. I am forty nine (48) years old

her
Lucy Ann x Roark
mark

witness to mark

Wilfred Isherwood
Joe I sherwood

Subscribed and sworn to before me this 9 day Aug 1900

Chas F Pugh
Notary Public

(SEAL)

Endorsed on back as follows:

DEPARTMENT OF THE INTERIOR,
COMMISSION TO THE FIVE CIVILIZED TRIBES.
6647 F I L E D
AUG 17 1900
Tams Bixby
Acting Chairman

6547

DEPARTMENT OF THE INTERIOR.
COMMISSION TO THE FIVE CIVILIZED TRIBES.
FILED
AUG 16 1900

ACTING CHAIRMAN

United States of America
Indian Territory
Choctaw Nation

In the Matter of the Citizenship of
Thos J West

Lucy Ann Roark formerly Lucy Ann Perkins being duly sworn deposes and says. I am well acquainted with Thos J West have known him since about 1860 I was present at the marriage of Thomas J West to Mrs Jane Perkins who was a choctaw by blood and my mother. The marriage ceremony was performed by Mr Allen Wright. The Ceremony was performed by said Wright a regular ordained minister of the Gospel at Boiling Springs Pinola Co Chicsaw Nation Indian Territory. I am forty nine (48) years old

Witness to mark
Wilfred Sherwood
Joe J. Sherwood

Lucy Ann her X mark Roark

Subscribed and sworn to before me this 9 day Aug 1900

Chas P Pugh
Notary Public

6547

DEPARTMENT OF THE INTERIOR,
COMMISSION TO THE FIVE CIVILIZED TRIBES.
FILED
AUG 16 1900

ACTING CHAIRMAN.

UNITED STATES OF AMERICA,
INDIAN TERRITORY
CHOCTAW NATION.

IN THE MATTER OF THE CITIZENSHIP OF THOMAS J. WEST:

Lyman H. Perkins, being duly sworn, deposes and says:

My name is Lyman H. Perkins; my post office is Indianola, Indian Territory. I am 46 years old; and well acquainted with Thomas J. West. I have known him since about 1860. I knew Mrs. T. J. West before her marriage to Thomas J. West. I was present at the marriage of Thomas J. West to Mrs. Sarah Perkins about the 15 day of May, 1861. The marriage ceremony was performed by one Elias Wright, who was an ordained Minister of the Gospel. I am not in anyway interested in this case

Lyman H. Perkins

Subscribed and sworn to before me this 31st July, 1900

T. J. Rice

Notary Public.

DEPARTMENT OF THE INTERIOR,
COMMISSION TO THE FIVE CIVILIZED TRIBES.
Ada, Indian Territory, November 10,1902.

In the matter of the application for enrollment of Thomas J. West as a citizen by intermarriage of the Choctaw Nation.

Said Thomas J. West,being first duly sworn,testified as follows:

Examination by the Commission.

Q What is your name? A Thomas J. West.
Q How old are you? A Sixty-three.
Q What is your postoffice address? A Francis.
Q Is Francis in the Chickasaw Nation? A Yes sir.
Q How long have you lived in the Chickasaw Nation? A I came to the Chickasaw Nation in the Fall of 1858.
Q Have you lived here ever since? A Yes sir.
Q Never ma e your home any place else? A No sir.
Q Are you an applicant for enrollment as an intermarried citizen of the Choctaw Nation? A Yes sir.
Q What is the name of your Choctaw wife through whom you claim citizenship? A I've been married twice--my first wife was Jane Perkins and my second was Isabelle Robinson.
Q Through whom do you claim your citizenship rights? A My last wife.
Q When were you married to your first wife? A The twenty-second day of May,1861.
Q Where did this marriage take place? A In the Chickasaw Nation, Panola County.
Q Were you married in accordance with the Chickasaw law? A Yes sir.
Q Did you obtain a license? A No sir, they didn't require any license then.
Q At that time there was no means of procuring a license? A No sir.
Q How long did you live with Jane Perkins? A About ten years.
Q Until her death? A No sir, we separated.
Q Did you obtain a divorce? A She did.
Q When were you married a second time? A In 1871.
Q This second marriage was to Isabelle Robinson? A Yes sir.
Q Was she a recognized and enrolled citizen of the Choctaw Nation? A Yes sir.
Q Her rights were never questioned? A No sir.
Q Where were you married to Isabelle Robinson? A Married near Stonewall, Pontotoc County.
Q Who performed the marriage ceremony? A Judge Isaac Perry.
Q Did you obtain a license? A No sir, no license was required at that time.
Q Was there any means of procuring a license at that time from the tribal authorities? A Not that I know of.
Q You never knew of anyone procuring a license at that time? A No sir.
Q How long did you live with Isabelle Robinson? A About ten years.
Q Did you live with her until her death? A Yes sir.
Q From the time of your marriage until her death there was no separation,abandonment or divorce,was there? A No sir.

Q Well, about what time was it that you went to the Chickasaw Nation to buy cattle? A It was along in 1870; I don't recollect exactly what time it was, but it was in the spring of the year I think.

Q How long were you gone on that trip? A About ten days; it might have been two weeks.

Q Ten days or two weeks? A Yes, sir; somewhere along there; I don't recollect just exactly.

Q Well, was your wife at home when you left? A Yes, sir; she was there.

Q Had you been living in peace with her then? A Well, no, not exactly. She was a woman that was some older than me and she was jealous, and every once in a while we used to have a little trouble and falling out and so on. Tales would get out through the neighborhood and make a good deal of trouble sometimes.

Q Well, did she intimate to you before she left that she was going to apply for a divorce? A No, sir.

Q Then, if I understand you, you were living with her as man and wife up to the time you made this trip into the Chickasaw Nation and were gone about ten days or two weeks, and when you returned she notified you that she had procured a divorce from you while you were gone? A She didn't notify me. I got a notice from the court--court was insession at the time. She didn't say anything about it. I heard about it and was notified to come up to the court.

Q But the divorce had already been granted before you received your notice? A. Yes, sir..

Q I will ask you whether you married under the law regulating intermarriage at the time of your marriage or not? A I was married by an ordained minister who had a right to marry me.

Q Was that all that was required by the Choctaw law with reference to intermarriage at that time? A That was all the known law we had at that time.

Q Then you married in accordance with the existing laws? A Yes, sir.

Q And you were divorced in the way you have described? A Yes, sir; by the Choctaw law.

Q Then, what did you do?--did you marry again? A Yes, sir.

Q Who did you marry then? A I married Isabel Robinson.

Q Who was she? A She was the daughter of Emisia Robinson.

Q What was she with reference to nationality? A She was a Choctaw.

Q Did you live with her up until the time of her death? A Yes, sir.

Q When was the time of her death? A Let's see--I think it was---I think when she died we had lived together about ten years, maybe eleven--it was 1880, I think.

Cross-examination waived.

Witness excused.

---o---

The undersigned, being sworn, states that as stenographer to the Commission to the Five Civilized Tribes he reported fully all proceedings in this case at the time and place above mentioned and that the foregoing is a true, correct and complete transcript

of his stenographic notes thereof.

Jno. J. Mitchell.

Subscribed and sworn to before me this 18th day of December A. D. 1900.

Acting Chairman.

6547

DEPARTMENT OF THE INTERIOR.
COMMISSION TO THE FIVE CIVILIZED TRIBES.
FILED
AUG 16 1900

CHAIRMAN.

United States of America
Choctaw Nation Indian Territory.

Alexander B Hamilton being duly sworn according to law deposes and says, My Name is Alexander B Hamilton I am 45 years old My post Office is Indianola I.T. I was well acquainted with Jane Perkins Nee Folsom before she was married to Thomas J Hunt She Jane Perkins Nee Jane Folsom was a half Blood Choctaw Indian

I am in no wise related to Thomas J Hunt nor interested in his Claim to Citizenship

A B Hamilton

Sworn to & Subscribed before me this 31st day of July A.D. 1900

M. C. Young
Notary Public

6547

DEPARTMENT OF THE INTERIOR,
COMMISSION TO THE FIVE CIVILIZED TRIBES.
FILED
AUG 16 1900

United States of America
Chickasaw Nation Indian Ter
In the matter of Citizenship of Thomas J West.

Rhoda Morris being duly sworn according to Law deposes & says.

My name is Rhoda Morris I am 61 years old My post Office address is Newton Ind Ter.

I am well acquainted with Thomas J West, have known him for more than Thirty five years I also know Isabel Robinson I have known her for more than Thirty five years and until her death, I was present at the wedding when Thomas J West was married to Isabel West nee Isabel Robinson they were married by one who was a County Judge Isaac Perry at that time Isabel West nee Isabel Robinson was a Choctaw Indian by Blood, I have no interest what Ever in the Claim and am not related to Thomas J West

Rhoda Mark X Morris

Sworn to and subscribed before me this 20nd day of Aug 1900 } O. W. I. Cleveland Notary Public

7--27

Muskogee, Indian Territory, October 15, 1904.

Thomas J. West,

Francis, Indian Territory.

Dear Sir:

Inclosed herewith you will find a copy of the decision of the Commission to the Five Civilized Tribes, rendered October 15, 1904, granting your application for enrollment as a citizen by intermarriage of the Choctaw Nation.

The attorneys for the Choctaw and Chickasaw Nations have been furnished a copy of this decision and have been allowed fifteen days from the date of this notice within which to file protest against the action of the Commission in enrolling you as a citizen of the Choctaw Nation. If at the expiration of that time no protest has been filed, your name will be placed upon the final rolls of the citizens of the Choctaw Nation to be submitted to the Secretary of the Interior for his approval.

Respectfully,

Tams Bixby

Chairman.

Registered.

Incl. 7--27

COPY.

7--27

Muskogee, Indian Territory, October 15, 1904.

Samuel A. Apple,

Attorney at Law,

Tishomingo, Indian Territory.

Dear Sir:

You are hereby notified that the Commission to the Five Civilized Tribes, on October 15, 1904, rendered its decision granting the application of Thomas J. West for enrollment as a citizen by intermarriage of the Choctaw Nation.

The attorneys for the Choctaw and Chickasaw Nations have been furnished a copy of said decision and have been allowed fifteen days from the date of this notice within which to file protest against the action of the Commission in enrolling said Thomas J. West as a citizen of the Choctaw Nation. If at the expiration of said time no protest has been filed, his name will be placed upon the final rolls of the citizens of the Choctaw Nation to be submitted to the Secretary of the Interior for his approval.

Respectfully,

Tams Bixby

Chairman.

Registered.

COPY.

7--27

Muskogee, Indian Territory, October 15, 1904.

Mansfield, McMurray & Cornish,

Attorneys for Choctaw and Chickasaw Nations,

South McAlester, Indian Territory.

Gentlemen:

Inclosed herewith you will find a copy of the decision of this Commission, rendered October 15, 1904, granting the application for the enrollment of Thomas J. West as a citizen by intermarriage of the Choctaw Nation.

You are hereby notified that you will be allowed fifteen days from the date of this notice within which to file protest against the action of the Commission in enrolling said applicant as a citizen of the Choctaw Nation. If at the expiration of said time no protest has been filed, his name will be placed upon the final rolls of the citizens of the Choctaw Nation to be submitted to the Secretary of the Interior for his approval.

Respectfully,

Tams Bixby

Chairman.

Registered.

Incl. 7--27.

See 7-D-4 for registry receipt for this letter.

Certificate of Record of Marriage.

UNITED STATES OF AMERICA,
The Indian Territory,
SOUTHERN DISTRICT. } SCT

I, JOSEPH W. PHILLIPS, Clerk of the United States Court in the Territory and District aforesaid.

DO HEREBY CERTIFY that the license for, and certificate of the Marriage of

Mr [illegible] and

M [illegible]

were filed in my office in said Territory and District the [illegible] day of [illegible], 189[illegible] and duly recorded in Book [illegible] of marriage Record page [illegible]

WITNESS my hand and seal of said Court, at Ardmore, this [illegible] day of [illegible] A. D., 189[illegible]

JOSEPH W. PHILLIPS, Clerk.

By [illegible] Deputy.

DEPARTMENT OF THE INTERIOR
COMMISSION TO THE FIVE CIVILIZED TRIBES.
FILED
JUL 8 1901

FILED
JAN 4 1897

No. 202

Marriage License.

United States of America,
THE INDIAN TERRITORY, ss.
Southern District.

To Any Person Authorized By Law to Solemnize Marriage—Greeting.

You are hereby commanded to solemnize the Rite and publish the Banns of Matrimony between Mr. H. A. Bryant of Newton in the Indian Territory, aged 21 years, and Miss Mary West of Newton in the Indian Territory, aged 18 years, according to law and do you officially sign and return this License to the parties therein named.

WITNESS My hand and Official Seal this 17 day of Dec A. D. 1896

[illegible]
CLERK OF THE U. S. COURT

BY [illegible] DEPUTY

CERTIFICATE OF MARRIAGE.

UNITED STATES OF AMERICA,
THE INDIAN TERRITORY.
SOUTHERN DISTRICT.

ss. I, Richard Williams
a gospel minister

DO HEREBY CERTIFY, that on the 24 day of December A. D. 1896 I did duly and according to law, as commanded in the foregoing License, solemnize the Rite and publish the Banns of Matrimony between the parties therein named.

WITNESS my hand this 24 day of December A. D. 1896.

My credentials are recorded in the office of the Clerk of United States Court, Indian Territory, McAlester Southern District, Book A, Page 249.

Rev Richard Williams
a gospel minister

NOTE.—This License and Certificate of Marriage must be returned to the Office of the Clerk of United States Court in the Indian Territory, from whence it was issued, within sixty days from the date thereof, or the party to whom the License was issued will be liable in the amount of One Hundred Dollars ($100.)

CHOCTAW.

20

IN RE

Application for Enrollment of

INFANT CHILD

Amy Bryant

as a citizen of

Choctaw Nation.

Approved [redacted] 190

Commissioner.

DEPARTMENT OF THE INTERIOR,
COMMISSION TO THE FIVE CIVILIZED TRIBES.
FILED
APR 19 1902

ACTING CHAIRMAN.

CHOCTAW.

27

DEPARTMENT OF THE INTERIOR,

COMMISSION TO THE FIVE CIVILIZED TRIBES.

IN RE Application for Enrollment, as a citizen of the Choctaw Nation,

of Amy Bryant (Here insert name of child.), born on the 3rd day of February, 1898, 1

Name of Father: W. A. Bryant a citizen of the Choctaw Nation.

Name of Mother: Mary Bryant a citizen of the Choctaw Nation.

Post-office Purcell, I. T.

AFFIDAVIT OF MOTHER.

UNITED STATES OF AMERICA, INDIAN TERRITORY
Southern District.

I, Mary Bryant, on oath state that I am 23 years of age and a citizen, by blood, of the Choctaw Nation; that I am the lawful wife of W. A. Bryant, who is a citizen, by marriage, of the Choctaw Nation; that a female (male or female.) child was born to me on 3rd day of February, 1898 1; that said child has been named Amy Bryant, and is now living.

Mary her Bryant mark

WITNESSES TO MARK:
(Must be Two Witnesses) L. O. Moore
Joseph P. Smith

Subscribed and sworn to before me this 17 *day of* April, 1902. *190*

Joseph P. Smith
NOTARY PUBLIC.

AFFIDAVIT OF ATTENDING PHYSICIAN, OR MIDWIFE.

UNITED STATES OF AMERICA, INDIAN TERRITORY,
Southern District,

I, S. E. Bryant, a Mid-wife, on oath state that I attended on Mrs. Mary Bryant, wife of W. A. Bryant on the 3rd day of February, 1898, 1; that there was born to her on said date a female (male or female.) child; that said child is now living and is said to have been named Amy Bryant.

S. E. Bryant

WITNESSES TO MARK:
(Must be Two Witnesses.)

Subscribed and sworn to before me this 17 *day of* April, 1902. *190*

Joseph P. Smith
NOTARY PUBLIC.

20

IN RE

Application for Enrollment of

INFANT CHILD

Frank Thomas Bryant

as a citizen of

Choctaw ..... Nation.

Approved April 1 190

Commissioner.

DEPARTMENT OF THE INTERIOR,
COMMISSION TO THE FIVE CIVILIZED TRIBES.
FILED
APR 19 1902

ACTING CHAIRMAN.

27

DEPARTMENT OF THE INTERIOR,

COMMISSION TO THE FIVE CIVILIZED TRIBES.

IN RE Application for Enrollment, as a citizen of the Choctaw Nation,

of Frank Thomas Bryant (Here insert name of child.), born on the 21 day of January, 1902., 1.

Name of Father: W. A. Bryant, a citizen of the Choctaw Nation.

Name of Mother: Mary Bryant a citizen of the Choctaw Nation.

Post-office Purcell, I. T.

AFFIDAVIT OF MOTHER.

UNITED STATES OF AMERICA, INDIAN TERRITORY. Southern District.

I, Mary Bryant, on oath state that I am 23 years of age and a citizen, by blood, of the Choctaw Nation; that I am the lawful wife of W. A. Bryant, who is a citizen, by marriage, of the Choctaw Nation; that a male (male or female.) child was born to me on 21 day of January, 1902; that said child has been named Frank Thomas Bryant, and is now living.

her
Mary X Bryant
mark

WITNESSES TO MARK:
(Must be Two Witnesses.)
L. O. Moore
Joseph B Thrift

Subscribed and sworn to before me this 17 *day of* April, 1902. *190*.

Joseph B Thrift
NOTARY PUBLIC.

AFFIDAVIT OF ATTENDING PHYSICIAN, OR MIDWIFE.

UNITED STATES OF AMERICA, INDIAN TERRITORY, Southern District,

I, S. E. Bryant, a Mid-wife, on oath state that I attended on Mrs. Mary Bryant, wife of W. A. Bryant, on the 21 day of January, 1902, 1; that there was born to her on said date a male (male or female.) child; that said child is now living and is said to have been named Frank Thomas Bryant.

WITNESSES TO MARK:
(Must be Two Witnesses.)

S E Bryant

Subscribed and sworn to before me this 17 *day of* April, 1902. *190*.

Joseph B Thrift
NOTARY PUBLIC.

Indian Territory)
)
Southern District) In the Matter of the enrollment of the infant of
at Purcell.) Mrs Mary Bryant, named Willie Lillian Bryant.

Mrs Isabella B. Belcher of lawful age being first duly sworn deposes and says that she is a resident of the Southern District of the Indian Territory, and has resided therein for the seven years last past and is a midwife by profession and her post office is Purcell, in said District; that she has known Mrs Mary Bryant, wife of W.A. Bryant for more than one year; that said Mrs Bryant was delivered of a girl baby on the 14th day of June 1900 at her home near the Washita river about 14 miles southwest of Purcell and about 7 miles northwest of the town of Story in said District; that affiant was present at the birth of the said child in the capacity of a professional mid-wife and knows of her own knowledge of the birth of said child and that said child was living and in good health during the latter part of October 1900 when affiant last saw the said child and its mother.

The said affiant further says that she has no interest in the matter of the enrollment of the said child.

Isabella B. Belcher.

Subscribed and sworn to before me
this 28th day of November 1900.

Geo M Miller
Notary Public.

Lt. Hamilton of the Department of Mills Tillin Project Affidavit of Mrs Delorme

CHOCTAW.

INDEXED

20

IN RE

Application for Enrollment of

INFANT CHILD

Willie Lillian Bryant

as a citizen of

Choctaw Nation

Approved JUL 9 1901

Commissioner

DEPARTMENT OF THE INTERIOR.
COMMISSION TO THE FIVE CIVILIZED TRIBES.
FILED
JUL 9 1901

ACTING CHAIRMAN

Choctaw
27

BIRTH AFFIDAVIT. 20

DEPARTMENT OF THE INTERIOR,

COMMISSION TO THE FIVE CIVILIZED TRIBES.

IN RE Application for Enrollment, as a citizen of the Choctaw Nation,

of Willie Lillian Bryant, born on the 14th day of June, 1900

(Here insert name of child.)

Name of Father: William A. Bryant, a citizen of the Choctaw Nation.

Name of Mother: Mary Bryant, a citizen of the Choctaw Nation.

[redacted]

UNITED STATES OF AMERICA,
INDIAN TERRITORY,
Durant District.

I, Mary Bryant, on oath state that I am 21 years of age and a citizen, by Blood, of the Choctaw Nation; that I am the lawful wife of William A. Bryant, who is a citizen, by Marriage, of the Choctaw Nation, that a Female child was born to me on the 14th day of June 1900, that said child has been named Willie Lillian Bryant, and is now living.

[redacted]

x Mary Bryant
her mark

(Must be Two Witnesses) C. M. McClain
J. A. Farris

Subscribed and sworn to before me this 4th day of May 1901.

J. W. Foster
NOTARY PUBLIC.
So. Dist. Ind. Ty.

AFFIDAVIT OF ATTENDING PHYSICIAN, OR MIDWIFE.

UNITED STATES OF AMERICA,
INDIAN TERRITORY,
..... District.

I, ..., a ....., on oath state that I [redacted] Mrs. ....., wife of ....., ..., day of ....., 1..... ; that there was born to her on said date a ..... (male or female.) child; that said child is now living and is said to have been named .....

WITNESSES TO MARK:

(Must be Two Witnesses) .....

Subscribed and sworn to before me this ..... day of ....., 190....

.....
NOTARY PUBLIC.

7-27

7-5895

Muskogee, Indian Territory, May 1, 1906.

Apple & Franklin,

Attorneys at Law,

Muskogee, Indian Territory.

Gentlemen:

Receipt is hereby acknowledged of the affidavits of Lydia West and J. W. Padbury to the birth of Pearlie May West, child of Robert and Lydia West, October 14, 1905, and the same have been filed as an application for the enrollment of said child.

Respectfully,

Commissioner.

7-27

Muskogee, Indian Territory, May 14, 1906.

Mary Bryant,

Payne, Indian Territory,

Dear Madam:

Receipt is hereby acknowledged of your affidavit and the affidavit of G. M. Tralle, to the birth of Mildred Louise Bryant, daughter of William A. and Mary Bryant, April 28, 1905, and the same have been filed with the records of this office as an application for the enrollment of this child.

Respectfully,

Acting Commissioner.

7-27
7-2895

Muskogee, Indian Territory, May 18, 1906.

Robert West,

Oakman, Indian Territory,

Dear Sir:

Receipt is hereby acknowledged of the affidavits of Lydia West and J. W. Padberg, M. D., to the birth of Pearlie May West, child of Robert and Lydia West, October 14, 1905, and the same have been filed with the records of this office as an application for the enrollment of said child.

Respectfully,

Acting Commissioner.

28 James R. Chandler et al Granted

Choc

DEPARTMENT OF THE INTERIOR,

COMMISSION TO THE FIVE CIVILIZED TRIBES.

The record in the matter of the application for the enrollment as a citizen by intermarriage of the Choctaw Nation of -

JAMES R. CHANDLER, - Choctaw - 28.

Department of the Interior
Commission to the Five Civilized Tribes
Ada, I.T. November 12, 1902.

Choctaw 28.

In the matter of the application for enrollment as a citizen by intermarriage of the Choctaw Nation of James R. Chandler.

James R. Chandler being first duly sworn testified as follows:

Examination by the Commission

Q What is your name? A James R. Chandler.
Q What is your age? A I am thirty-four.
Q What is your post office address? A I think it is Frances, it w was Newton but I think they have changed it in the last day or two.
Q How long have you resided in the Chickasaw Nation? A Ever since my marriage.
Q When was that? A When I first came to the Chickasaw Nation I was traveling, twelve yearsago and took, pictures all around this country.
Q You claim intermarried rights in the Choctaw Nation? A Yes; I reside in the Chickasaw,
Q What is the name of your Indian wife? A Nettie West.
Q Is she a recognized and enrolled citizen of the Choctaw Nation? A Yes, sir.
Q Her rights have never been questioned? A No, sir.
Q When were you first married to Nettie West? A In '93.
Q Where was this marriage ceremony performed? A Down on the River near Frances.
Q In the Chickasaw Nation? A Yes, sir.
Q Did you procure a marriage license? A Yes, sir.
Q From the tribal authorities? A From the United Statesauthority in 1893.
Q In 1893 you were married under United States license? A Yes, sir.
Q Did you remarry this woman? A Yes, sir.
Q When was that? A October 5, 1896.
Q Where were you living at the time of this second marriag? A There on the rive r.
Q In the Chickasaw Nation? A Yes, sir.
Q Were you both, you and your wife, bonafide residents of the Chickasaw Nation at that time? A Yes, sir.
Q From whom did you procure this license? A From Reuben Kearney.
Q County Judge? A Yes, sir.
Q How much did you pay for it? A Fifty dollars.
Q Who performedthe marriage ceremony? A George Colbert.
Q Is he a Minister? A Yes, sir.
Q At that time of your marriage howlong had you been a resident of the Chickasaw Nation, you and your wife? A At the timeof my second marriage I had lived one year in the Choctaw Nation, the first year after I was married and then I came back to the Chickasaw Nation and lived there two years.
Q Were you ever married before your marriage to Nettie West? A No, sir.
Q Was she ever married before her marriage to you? A No, sir.
Q Since your first marriage in 1893 have you lived together continuously as husband and wife? A Yes, sir.

Q There has been no separation, abandonment or divorce? A No,sir.
Q Are you at present living together as bonafide residents of the Chickasaw Nation? A Yes,sir.----At the time of my first marriage I had not lived in the Territory but a shorttime and according to Indian law could not procure any license and after the espiration of a particular time, according to law, I went and secured the Indian license and married according to Indian law.

C. Rosenwinkel beingduly sworn on his oath states that as stenographer to the Commission to the Five Civilized Tribes he reported in full all the proceedings had in the above entitled cause on November 12, 1902, and that the above and foregoing is a full, true and correct transcript of his stenographic notes in said cause on said date.

C Rosenwinkel

Subscribed and sworn to before me this 22 day of January 1903.

Charles H. Sawyer

Notary Public.

Wax

Clerks office
Pontotoc Co. Chickasaw Nation
This is to certify that the rites of matrimony were duly celebrated by me on this the 5th day of Oct. 1896 between the foregoing parties named Jas. R. Chandler a citizen of the U.S. of America and Miss Nettie West a Choctaw by blood according to the requirements of the laws of the

Chickasaw Nation
This the 5th day of Oct. A.D. 1896
Eld. George Colbert
Minister Baptist denomination

Recorded this the 5th day of Oct. 1896
in the marriage record page 38.
in Book B George Colbert
Co. Clk.
Pontotoc county Chickasaw Nation

CHOCTAW.
7 - 26

Office of the Judge of Pontotoc County,
Chickasaw Nation.

Know all men by these presents:

This is to certify that I the Judge of the Pontotoc County, have this day Oct. 2, 1896, issued a license to Nettie West, a member of the Choctaw tribe, and resident of the Pontotoc to be married to Jas. R. Chandler a citizen of the United States.

Given this the 2nd day of Oct. 1896.

Reubin Carney,

County Judge.

Attest,
Geo. Colbert, Clk.

7-28

Pan totak kaonti chikasha yakni
Kaonti chach nan isht ai atta

hatak Poyota kat ilppa nana isht
ai it hai ana chi mako pan totak
kaonti i chach sia hat himak nitak
Aktoba 2 [redacted] fiena ka Nettie West
chata okla a chafa pan totak ai ahanta o
o ~~fas~~ R Chandler na hollo okla ai a chafa
itti halala~~chit~~ chi ma ko holisso lai-
sin a ima lishki

Attest
Geo. Colbert
Clk

himak nittak Aktoba 2-1896
Reubin. Carney
Kaonti chach

TRANSLATION OF THE ABOVE.

Office of the Judge of Pontotoc County,

Chickasaw Nation.

Know All Men by These Presents:

This is to certify that I the judge of Pontotoc County have this day Oct. 2, 1896, issued a license to Nettie West, a member of the Choctaw tribe, and resident of the Pontotoc to be married to Jas. R. Chandler a citizen of the United States.

Given this the 2nd day of Oct. 1896.

REUBIN CARNEY,

County Judge.

Attest:

Geo. Colbert,

Clerk.

Pantotak Kaonti, Chikasha Yakni-- Kaonti Chach non isht ai alta Hatak Poyota kat ilppa nana isht ai it hai ana chi mako pan tatok Kaonti i chach sia hat himak nitak Aktoba 2, 1896, feena ka Nattie West chata okla a chafe Pantotak ai ahanta o o Jas. R. Chandler na hollo okla ai a chafe ilti halala chi ma ko halisso laisen a ima lishki.

Himak nittak Aktoba 2, 1896.

Seal.

REUBIN CARNEY,
Kaonti Chach.

Attest:
GEO. COLBERT.

Clerk's Office. Pontotoc Co.
Chickasaw Nation. This is to certify that the rites of matrimony was duly celebrated by me on this the 5th day of Oct., 1896, between the foregoing parties named, Jas. R. Chandler, a citizen of the U. S. of America, and Miss Nettie West, a Choctaw by blood, according to the requirements of the laws of the Chickasaw Nation.

This the 5th day of Oct. A.D., 1896.

Eld. George Colbert,
Minister Bapst Denomination.

Recorded this the 5 th day of Oct. 1896 in the marriage record page 38, Book B.

GEORGE COLBERT,
County Clerk, Pontotoc County,
Chickasaw Nation.

Seal.

Choctaw 28

COPY.

Muskogee, Indian Territory, July 25, 1903.

James R. Chandler,

Francis, Indian Territory.

Dear Sir:

Inclosed herewith you will find a copy of the decision of the Commission, rendered July 25, 1903, granting your application for enrollment as a citizen by intermarriage of the Choctaw Nation.

The attorneys for the Choctaw and Chickasaw Nations have been furnished a copy of this decision and have been allowed fifteen days from this date within which to file protest against the action of the Commission in enrolling you as a citizen of the Choctaw Nation. If at the expiration of that time, no protest has been filed your name will be placed upon the final rolls of the citizens of the Choctaw Nation to be submitted to the Secretary of the Interior for his approval.

Respectfully,

SIGD T. B. Needles,
Commissioner in Charge.

Register.
Enc. MEW 8/25

Choctaw 28

COPY.

Muskogee, Indian Territory, July 25, 1903.

Mansfield, McMurray and Cornish,

Attorneys for Choctaw and Chickasaw Nations,

South McAlester, Indian Territory.

Gentlemen:

Enclosed herewith you will find a copy of the decision of the Commission, rendered July 25, 1903, granting the application of James R. Chandler for enrollment as a citizen by intermarriage of the Choctaw Nation.

You are hereby advised that you will be allowed fifteen days from this date within which to file protest against the action of the Commission in enrolling the applicant herein as a citizen of the Choctaw Nation. If at the expiration of that time, no protest has been filed, the name of the applicant will be placed upon the final rolls of the citizens of the Choctaw Nation to be submitted to the Secretary of the Interior for his approval.

Respectfully,

(SIGNED) T. B. Needles.

Commissioner in Charge.

Register.

Rec. KEW 6/25

RMM
E.B.R.

7 - 28.

DEPARTMENT OF THE INTERIOR,

COMMISSION TO THE FIVE CIVILIZED TRIBES.

In the matter of the application for the enrollment of James R. Chandler as a citizen by intermarriage of the Choctaw Nation.

D E C I S I O N .

It appears from the record herein that James R. Chandler, on October 5, 1896, was married in accordance with the laws, customs and usages of the Chickasaw Nation to Nettie Chandler (nee West), a recognized and enrolled citizen by blood of the Choctaw Nation, whose name appears as No. 45 upon the lists prepared by this Commission under the Act of Congress approved July 1, 1902 (32 Stats., 641) of persons entitled to enrollment as citizens by blood of the Choctaw Nation and approved by the Secretary of the Interior on December 12, 1902; that at the time of said marriage both persons above mentioned were residents in good faith of the Chickasaw Nation, and that they have lived together continuously in Indian Territory as husband and wife from the date of said marriage up to and including September 25, 1902.

It is, therefore, the opinion of this Commission that James R. Chandler should be enrolled as a citizen by intermarriage of the Choctaw Nation under the provisions of the Acts of Congress approved June 28, 1898 (30 Stats., 495), and July 1, 1902 (32 Stats., 641), and it is so ordered.

COMMISSION TO THE FIVE CIVILIZED TRIBES,

Chairman.

COMMISSIONER.

C. R. Breathitt

COMMISSIONER.

Muskogee, Indian Territory,

JUL 25 1903

W E Harvey

COMMISSIONER.

CHOCTAW.

20

IN RE

Application for Enrollment of

INFANT CHILD

James Elmer Chandler

as a citizen of

Choctaw Nation.

Approved FEB -7 1902 190

Commissioner.

DEPARTMENT OF THE INTERIOR,
COMMISSION TO THE FIVE CIVILIZED TRIBES.
FILED
FEB 7 1902

ACTING CHAIRMAN.

CHOCTAW.

28

BIRTH AFFIDAVIT. 20

DEPARTMENT OF THE INTERIOR,

COMMISSION TO THE FIVE CIVILIZED TRIBES.

IN RE Application for Enrollment, as a citizen of the Choctaw Nation,

of James Elmer Chandler, born on the 20 day of March, 1897

(Here insert name of child.)

Name of Father: James R Chandler a citizen of the Choctaw Nation.

Name of Mother: Nettie Chandler a citizen of the Choctaw Nation.

Post-office Newton

AFFIDAVIT OF MOTHER.

UNITED STATES OF AMERICA, }
INDIAN TERRITORY
Southern District. }

I, Nettie Chandler, on oath state that I am 24 years of age and a citizen, by Blood, of the Choctaw Nation; that I am the lawful wife of James R Chandler, who is a citizen, by Marriage, of the Choctaw Nation; that a Male (male or female.) child was born to me on 20 day of March 1897 that said child has been named James Elmer, and is now living.

Nettie Chandler

WITNESSES TO MARK:

(Must be Two Witnesses) }

Subscribed and sworn to before me this 4 *day of* Feb 1902.

W. L. Cleveland NOTARY PUBLIC

My com ex June 29 - 1904

AFFIDAVIT OF ATTENDING PHYSICIAN, OR MIDWIFE.

UNITED STATES OF AMERICA, }
INDIAN TERRITORY.
Southern District, }

I, R A Brady, a Midwife, on oath state that I attended on Mrs. Nettie Chandler, wife of James R Chandler on the 20 day of March, 1897; that there was born to her on said date a Male (male or female.) child; that said child is now living and is said to have been named James Elmer.

Mrs R A Brady

WITNESSES TO MARK:

(Must be Two Witnesses.) }

Subscribed and sworn to before me this 5 *day of* Feb 1902.

W L Cleveland NOTARY PUBLIC.

My com ex June 29 1904

CHOCTAW.

INDEXED

20

IN RE

Application for Enrollment of

INFANT CHILD

William T. Chandler

as a citizen of

Choctaw Nation.

Approved FEB -7 1902 190

Commissioner.

DEPARTMENT OF THE INTERIOR,
COMMISSION TO THE FIVE CIVILIZED TRIBES.
FILED
FEB 7 1902

ACTING CHAIRMAN.

CHOCTAW.

28.

BIA AFFIDAVIT. 20

DEPARTMENT OF THE INTERIOR,

COMMISSION TO THE FIVE CIVILIZED TRIBES.

IN RE Application for Enrollment, as a citizen of the Choctaw Nation,

of William T Chandler, born on the 5 day of April, 1894
(Here insert name of child.)

Name of Father: James R Chandler a citizen of the Choctaw Nation.

Name of Mother: Nettie Chandler a citizen of the Choctaw Nation.

Post-office Newton

AFFIDAVIT OF MOTHER.

UNITED STATES OF AMERICA, INDIAN TERRITORY
Southern District.

I, Nettie Chandler, on oath state that I am 24 years of age and a citizen, by Blood, of the Choctaw Nation; that I am the lawful wife of James R Chandler, who is a citizen, by Marriage, of the Choctaw Nation; that a Male (male or female.) child was born to me on 5 day of April 1894 that said child has been named William Thomas, and is now living.

Nettie Chandler

WITNESSES TO MARK:

(Must be Two Witnesses.)

Subscribed and sworn to before me this 4 day of Feb 1902

W. F. Cleveland NOTARY PUBLIC.

My Com 4 June 29 - 1904

AFFIDAVIT OF ATTENDING PHYSICIAN, OR MIDWIFE.

UNITED STATES OF AMERICA, INDIAN TERRITORY,
Southern District,

I, Ellen Jones, a Midwife, on oath state that I attended on Mrs. Nettie Chandler, wife of James R Chandler on the 5 day of April, 1894 that there was born to her on said date a Male (male or female.) child; that said child is now living and is said to have been named William Thomas Chandler.

Ellen Jones

WITNESSES TO MARK:

(Must be Two Witnesses.)

Subscribed and sworn to before me this 4 day of Feb 1902

W. F. Cleveland NOTARY PUBLIC.

My Com 4 June 29 1904

28

IN RE

Application for Enrollment of

INFANT CHILD.

Lory Ecoy Chandler

As a citizen of the

Chochaw Nation.

Approved JUL [illegible] 1

[illegible] Commissioner.

28

Department of the Interior,

COMMISSION TO THE FIVE CIVILIZED TRIBES.

IN RE Application for Enrollment, as a citizen of the Choctaw Nation,

of Newton, born on the 28 day of August, 1899.

Name of father: Jas R Chandler, a citizen of the Choctaw Nation.

Name of mother: Nettie Chandler, a citizen of the Choctaw Nation.

Post Office: Newton I T

AFFIDAVIT OF MOTHER.

UNITED STATES OF AMERICA,
INDIAN TERRITORY,
_____ District.

I, Nettie Chandler, on oath, state that I am 22 years of age and a citizen, by Blood, of the Choctaw Nation; that I am the lawful wife of Jas R Chandler who is a citizen, by marriage, of the Chickasaw Nation; that a Girl child was born to me on the 28 day of August, 1899; that said child has been named Lacy Elva Chandler and is now living.

Nettie Chandler

Subscribed and sworn to before me this 11th day of September, 1899.

W. I. Cleveland
Notary Public.

AFFIDAVIT OF ATTENDING PHYSICIAN, OR MIDWIFE.

UNITED STATES OF AMERICA,
INDIAN TERRITORY,
Southern District.

I, R. E. Brady, a Midwife, on oath, state that I attended on Mrs. Nettie Chandler wife of Jas. R. Chandler on the 28 day of August, 1899, that there was born to her on said date a Girl child; that said child is now living and is said to have been named Lacy Elva Chandler.

R. E. Brady

Subscribed and sworn to before me this 11th day of September, 1899

W. I. Cleveland
Notary Public.

Term expires April 1900

CORRECTION

THIS DOCUMENT HAS BEEN REPHOTOGRAPHED TO ASSURE LEGIBILITY

28

20

IN RE

Application for Enrollment of

INFANT CHILD.

Lucy Gray Chancellor

As a citizen of the

Choctaw Nation.

Approved July 1 1898

Commissioner.

28

CHOCTAW.

20

IN RE

Application for Enrollment of

INFANT CHILD

Iva Ethel Chandler

as a citizen of

Choctaw Nation.

Approved FEB -7 1902 190

Commissioner.

DEPARTMENT OF THE INTERIOR,
COMMISSION TO THE FIVE CIVILIZED TRIBES.
FILED
FEB 7 1902

Acting Chairman.

CHOCTAW.

28

DEPARTMENT OF THE INTERIOR,

COMMISSION TO THE FIVE CIVILIZED TRIBES.

IN RE Application for Enrollment, as a citizen of the Choctaw Nation, of Iva Ethel Chandler, born on the 5 day of Dec, 1901
(Here insert name of child.)

Name of Father: James R Chandler, a citizen of the Choctaw Nation.

Name of Mother: Nettie Chandler, a citizen of the Choctaw Nation.

Post-office, Newton

AFFIDAVIT OF MOTHER.

UNITED STATES OF AMERICA,
INDIAN TERRITORY,
Southern District.

I, Nettie Chandler, on oath state that I am 24 years of age and a citizen, by Blood, of the Choctaw Nation; that I am the lawful wife of James R Chandler, who is a citizen, by Marriage, of the Choctaw Nation, that a Female (male or female.) child was born to me on the 5 day of Dec 1901 that said child has been named Iva Ethel, and is now living.

WITNESSES TO MARK
(Must be Two Witnesses)

Nettie Chandler

Subscribed and sworn to before me this 4 *day of* Feb 1902

W. I. Cleveland
NOTARY PUBLIC.
My Com Ex June 29 - 1904

AFFIDAVIT OF ATTENDING PHYSICIAN, OR MIDWIFE.

UNITED STATES OF AMERICA,
INDIAN TERRITORY,
Southern District.

I, Ella Jones, a Midwife, on oath state that I attended on Mrs. Nettie Chandler, wife of James R Chandler, on the 5 day of Dec, 1901 that there was born to her on said date a Female (male or female.) child; that said child is now living and is said to have been named Iva Ethel.

WITNESSES TO MARK:
(Must be Two Witnesses.)

Ella Jones

Subscribed and sworn to before me this 4 *day of* Feb 1902

W. I. Cleveland
NOTARY PUBLIC.
My Com Ex June 29 - 1904

EMPTY

30 Abby Jackson et al Granted Choc

7-30

Muskogee, Indian Territory, February 19, 1906.

Yock Jackson,

Allen, Indian Territory.

Dear Sir:

Receipt is hereby acknowledged of your letter of February 12, 1906, in which you state that you are guardian of Adeline Jackson and you think she is of age, but have forgotten her exact age; you therefore ask that her age be given as it appears upon the records of this office, and you also wish to be informed if a girl is of age at eighteen or twenty-one years.

In reply to your letter you are advised that the age of Adeline Jackson upon the approved roll of citizens by blood of the Choctaw Nation which was made as of September 25, 1902, is fourteen years.

You are further advised that under Arkansas law a girl ~~changes~~ attains her majority at eighteen years.

Respectfully,

Acting Commissioner.

31 Albert West et al Granted choc

Virginia Henson Transferred from D #613 10-31-04

DEPARTMENT OF THE INTERIOR,
CO MISSION TO THE FIVE CIVILIZED TRIBES.

Herein is the record in the matter of the application for the enrollment as a citizen by intermarriage of the Choctaw Nation of-

VIRGINIA HENSON 7-D-613.

DEPARTMENT OF THE INTERIOR.
COMMISSION TO THE FIVE CIVILIZED TRIBES.
Muskogee, Indian Territory, February 6, 1901.

In the matter of the application ofor enrollment as an intermarried citizen of the Choctaw Nation, of Virginia West; she having been first duly sworn by Acting Chairman Bixby, testified as follows:

Examination by the Commission.

Q What is your name? A Virginia West.
Q How old are you? A Twenty four/
Q What is your postoffice address? A Newton.
Q Where is Newton? A Its exactly where I live - right close to Francis, up on the Canadian.
Q In the Chickasaw Nation? A Yes sir.
Q How long have you lived there? A I have been living there about ten years.
Q Have you lived there continuously for the past ten years? A Yes sir; near on to eleven years I guess now.
Q In the Chickasaw Nation? A Yes sir.
Q What is your father's name? A Lawson Nichols.
Q Is your father living? A No sir; he is dead.
Q What is your mother's name? A Mary Nichols; Mary Smoot now; she has been married a gooddeal.
Q Is she living? A Yes sir; she was the last time I heard from her.
Q Your parents are both white people? A Yes sir.
Q Ever make any claim to Indian citizenship by blood? A No sir.
Q Have you? A No sir.
Q You are now making application for enrollment as an intermarried citizen of the Choctaw Nation? A Yes sir.
Q What is your husband's name? A Albert West.
Q Is he a citizen of the Choctaw Nation? A Yes sir.
Q Is he living? A No sir; he has been dead about three months.
Q How old would he have been if he was living? A I don't know for certain; about twenty-eight though, I think, or twenty nine.
Q What was his father's name? A Thomas West.
Q What was his mother's name? His mother is dead; her name was Isabelle, I think.

The name of Albert West, twenty six years of age, of Newton, Indian Territory, is found on Choctaw roll card, field number 31, and there is a notation thereon that he died on the 21st day of November, 1900; there is also filed with the records in this case, proof of death of said Albert West.

When was you married to Albert West? A It has been eight year the first day of January.
Q That would be January 1, 1893; is that right? A Yes sir; I think it was 1893.
Q Where were you married to him? A In the Seminole Nation.
Q Where were you and your husband living at ~~that~~ the time you were married? A At the time we were married?
Q Yes? A We were married right close to where we live now.
Q In the Chickasaw Nation? A Yes sir; we didn't live more than three miles from where we were married.

Q Why were you married in the Seminole Nation? A We just went over there to get married. We had to go over there to get married at the Mission.
Q Were you married under a license? A A kind of a certificate; you have got it here.
Q When you and your husband married, what did you do? A I don't know what we did do.
Q I mean, did you and ~~he~~ your husband agree to get married and get someone to marry you? A Yes sir.
Q Never got any license? A No sir; we didn't have to get any license; the Indians all said they didn't have to get any license.
Q That is your opinion, is it? A That is what they all said; they sent the certificate down here.
Q Then this certificate of W.P.Blake as to your marriage to Albert West on January 1, 1893, is the only paper you ~~he~~ obtained in reference to your marriage is it? A Yes sir.
Q

h There is filed with the application of Albert West, and his children, for enrollment as citizens of the Choctaw Nation, a certificate of W.P.Blake as to the marriage of Albert West and Miss V.L.Nichols, January 1,1893.

Q Is this the only time you was ever married to your husband? A Yes sir.
Q Were you ever married to anybody else? A No sir.
Q And the only marriage you have ever been a party to was this marriage? A Yes sir.
Q That this man Blake performed between you and your husband; is that correct? A Yes sir.
Q You have not married since your husband's death? Have you? A No sir
Q Still a widow? A Yes sir.
Q Have you ever been enrolled by the Choctaw tribal authorities as an intermarried citizen of the Choctaw Nation? A No sir.
Q Did they refuse to enroll you? A Never tried.
Q You was married to your husband in 1896? A No sir; in 1893.
Q You were married to him in 1896? A Yes sir.
Q Why didn't the Choctaw tribal authorities enroll you in 1896?
A I just never tried.
Q Did you ever apply to the Commission in 1896 for citizenship?
A No sir, I don't think I did.
Q Have you ever been admitted to citize ship in the Choctaw Nation as an intermarried citizen? ~~Ax~~ by judgment of the United States Court in Indian Territory? A I don't know much about it, because I never did go, and don't know much about that.
Q Did you ever apply to the Choctaw tribal authorities for enrollment as an intermarried citizen? A No sir.

The decision of the Commission as to your application for enrollment as an intermarried citizen of the Choctaw Nation will be mailed to you in writing, at your present post office address.

R.S.Streit, having been first duly sworn, upon his oath states that as stenographer to the Commission he reported the proceedings in the above cause, and that the foregoing is a full, true and correct translation of his stenographic notes therein.

R S Streit

Subscribed and sworn to before me this 6th day of February, 1901.

Guy L V Emerson
Notary Public.

COMMISSIONERS
HENRY L. DAWES
TAMS BIXBY.
THOMAS B. NEEDLES
C. R. BRECKINRIDGE

ALLISON L. AYLESWORTH
SECRETARY

DEPARTMENT OF THE INTERIOR.
COMMISSION TO THE FIVE CIVILIZED TRIBES

REFER IN REPLY TO THE FOLLOWING
Choctaw D-613.

Muskogee, Indian Territory, March 8, 1902.

Virginia West,
Newton, Indian Territory.

You are hereby notified that the application of Yourself

for enrollment as a citizen of the Choctaw Nation will be taken up for final consideration by the Commission to the Five Civilized Tribes, at its office in Muskogee, Indian Territory, on the 14th day of April, 1902.

On said date you may, if you desire, appear before the Commission in person or by attorney when an opportunity will be given you to introduce any additional testimony affecting said application which you may think proper or necessary.

You are further notified that the representatives of the Choctaw Nation will also, at the same time, be afforded an opportunity to introduce testimony affecting your right to enrollment, but said representatives will be required to notify you of their intention to introduce such testimony before they will be permitted to do so.

THE COMMISSION TO THE FIVE CIVILIZED TRIBES,

T. B. Needles.

Register.

Commissioner in Charge.

Department of the Interior.
Commission to the Five Civilized Tribes.
Muskogee, Indian Territory, April 14, 1902.

In the matter of the application of Virginia West for enrollment as a citizen by intermarriage of the Choctaw Nation.	D-613.

On the 5th day of March, 1902, the applicant was notified by registered mail, and on the 6th day of March, 1902, the attorneys for the Choctaw and Chickasaw Nations were also notified by registered mail that the application of Virginia West for enrollment as a citizen of the Choctaw Nation would be taken up by the Commission to the Five Civilized Tribes at its office in Muskogee, Indian Territory on the 14th day of April, 1902, for final consideration.

Now on this 14th day of April, 1902, this cause coming on to be heard pursuant to said notice, the following proceedings were had.

APPEARANCES:

Virginia Henson, the applicant in person.	No appearance on behalf of the Choctaw and Chickasaw Nations.

Virginia Henson, being first duly sworn, upon her oath testifies as follows:

Examination by the Commission.

Q What is your name? A Virginia Henson.
Q Virginia West? A Yes sir, Virginia Henson, it is.
Q Are you the same person that applied to the Commission in February 1901 as Virginia West? A Yes sir.
Q How old are you, Mrs. Henson? A Twenty-five.
Q What? A Twenty-five.
Q Twenty-five; what is your post office address now? A Newton.
Q Newton, Indian Territory; is that in the Choctaw country? A Its in the Chickasaw.

Q Chickasaw; do you claim as an intermarried citizen? A Yes sir.
Q What was your Choctaw husband's name? A Albert West.
Q What? A Albert West.
Q Albert West; is he living or dead? A Dead.
Q Do you know when he died? A He died in 1900, the 21st day of November.
Q Twenty-first day of November; when were you married to him? A It was in 1893, I think.
Q 1893; did you live with him up till the time of his death? A Yes sir.
Q Do you remember the date in 1893 you married? A We were married the 1st day of January.
Q 1st day of June, 1893? A First day of January.
Q January, 1893? A Yes sir.
Q Dince his death you have married again, have you? A Yes sir.
Q What is your present husband's name? A Lisha Henson.
Q What? A Lisha Henson.
Q You and he are still living together as husband and wife? A Yes sir.
Q Is he a Choctaw or a non-citizen? A He's a non-citi zen.
Q Non citizen? A He's a white man.
Q Were you married under the United States License, or a Choctaw License? A I guess it was United States license, I don't know, I never noticed particular. I have got them, but I never noticed particular.
Q Your Choctaw husband that is now dead made application for the enrollment of your children, did he? A Yes sir.
Q You and he had some children? A Yes sir.
Q How many Children did you have by your Choctaw husband? A Four.
Q What was the oldest one's name? A Allen.
Q How old is he? A Eight years old the 21st of January, this last January.
Q What is the next one's name? A Etta May.
Q How old is it? A Six years old.
Q What is the next one? A Harley. Albert Harley.
Q His name's Albert H., is it? A Yes sir.
Q How old is he? A He'll be four ~~months~~ year old this coming March I think, in this month, no last month; four years old.
Q These are all children of your first husband are they? A Yes sir
Q And he made application for them when he applied for himself did he? A Yes sir.
Q They are not included in your application as intermarried, but included in your husband's application? A Yes sir.

Albert West, the Deceased husband of this applicant, appears on Choctaw Card No.31.

Q What is your fourth child's name? A Pearlie.
Q How old is it? A She'll be two years old in----the 21stday of next August.
Q Is there any other statement you care to make at this time? A No sir, I guess not.
Q Have you your last marriage license? A Yes sir, I have got them at home; I havn't got them with me.
Q Would you send them to the Commission? A Sir?
Q Would you send them up here to the Commission to file them? A Yes

This case will be considered by the Commission upon the testimony and record as now made up.

----------:----------

Hal Belford, being first duly sworn, upon his oath states that as stenographer to the Commission to the Five Civilized Tribes he reported in full all the proceedings in the above entitled cause on April 14, 1902, and that the above and foregoing is a full, true and correct transcript of his stenographic notes in said cause, on the said day of April, 1902/

Hal Belford

Subscribed and sworn to before me this 16 day of April, 1902.

Clarence Chelwood

Notary Public.

Department of the Interior
Commission to the Five Civilized Tribes
Ada, I.T. November 11,1902.

Choctaw D-613.

In the matter of the application for enrollment as a citizen by intermarriage of the Choctaw Nation of Virginia Henson.

Virginia Henson being first duly sworn testified as follows:

Examination by the Commission

Q What is your name? A Virginia Henson.
Q What is your age? A Twenty-five.
Q What is your post office address? A Newton.
Q What Nation is Newton in? A Chickasaw
Q How long have you resided in the Chickasaw Nation? A About eleven years.
Q Lived here continuously for eleven years? A I don't know for certain that it is eleven years---about eleven years.
Q During that time have you made your home anywhere else? A No,sir.
Q Always lived right here in the Chickasaw Nation? A Yes,sir.
Q Are you an applicant for enrollment as an intermarried citizen of the Choctaw Nation? A Yes,sir.
Q What is the name of your Choctaw husband? A Albert West.
Q Is Albert West a recognized and enrolled citizen of the Choctaw Nation? A Yes,sir.
Q His right ever been in any manner questioned? A No,sir.
Q When were you married to Albert West? A In '93.
Q Where did this marriage take place? A In the Seminole Nation.
Q Where was your husband living at that time? A Down there close to Franklin.
Q Both you and he were residents of the Chickasaw Nation at that time? A Yes,sir.
Q Went over in the Seminole Nation and were married? A Yes,sir.
Q Did you procure any marriage license? A We got a certificate I guess.
Q You did not procure any license though? A No,sir.
Q Who married you? A Blake.
Q A minister of the Gospel? A Yes,sir.
Q Did either you or your husband attempt to procure a marriage license from the Chickasaw tribal authorities? A I don't know.
Q You never got a marriage license? A No,sir; only a certificate.
Q Was that the only time you were ever married to Albert West? A Yes,sir.
Q Were you ever married before your marriage to Albert West? A No,sir.
Q Was he ever married before his marriage to you? A No,sir.
Q Is Albert West living now? A No,sir.
Q When did he die? A He died in 1900.
Q What month? A November 21, I believe.
Q From the time of your marriage to him in '93, up to the date of his death, did you live together continuously as husband and wife? A Yes,sir.
Q There was no separation, desertion or divorce? A No,sir.
Q Since his death have you remarried? A Yes,sir.
Q What is the name of your present husband? A Elijah Henson.
Q Is he a white man? A Yes,sir.
Q Makes no claim to any blood? A No,sir.
Q When were you married to him? A One year ago last August.

#2

Q Where did this marriage take place? A No answer.
Q Did you procure a license? A I guess so, I could not say though
Q Married under United States laws? A Yes; I reckon so.
Q You are at present a bonafide resident of the Chickasaw Nation?
A Yes,sir.

G. Rosenwinkel being duly sworn on his oath states that as stenographer to the Commission to the Five Civilized Tribeshe reported in full all the proceedings had in the above entitled cause on November 11,1902, and that the above and foregoing is a full, true and correct transcript of his stenographic notes in said cause on said date.

G. Rosenwinkel

Subscribed and sworn to before me this 22 day of January 1903.

Charles Hetherington

Notary Public

Wex

Choctaw.D-613.

In the matter of the enrollment of Virginia West as an intermarried citizen of the Choctaw Nation.

PROTEST of
Choctaw and Chickasaw Attorneys

Protest overruled by Department.

RECEIVED
FEB 6 [illegible]

COMMISSION

BEFORE THE COMMISSION TO THE FIVE CIVILIZED TRIBES.

In the matter of the application for the enrollment of Virginia West as a citizen by intermarriage of the Choctaw Nation, Choctaw Field No. D-613.

- - - - - - -

We hereby request, on behalf of the Choctaw and Chickasaw Nations, that final decision in this case be postponed until final decision bythe Choctaw and Chickasaw Citizenship Court in the case of Preston Early, et al., vs. Choctaw and Chickasaw Nations, No.64 on the South McAlester Docket, in which the said court will decide the question of the citizenship rights by intermarriage, if any, of those white persons who intermarried with citizens by blood of the Choctaw Nation not in accordance with the tribal laws, which question is involved in the case to which this communication refers.

This requestis filed under authority granted by the Honorable Secretaryof the Interior in his communication to the Commission to the Five Civilized Tribes upon the subject, dated November 18, 1903.

Maynard McMurray & Gornick
Attorneys for the Choctaw & Chickasaw Nations.

January 23, 1904.

N.F.

7-D-613.

DEPARTMENT OF THE INTERIOR,
COMMISSION TO THE FIVE CIVILIZED TRIBES.

In the matter of the application for the enrollment of Virginia Henson as a citizen by intermarriage of the Choctaw Nation.

-: D E C I S I O N :-

It appears from the record herein that on January 1, 1893, the applicant, Virginia Henson (nee Nichols) was lawfully married to Albert West, a recognized and enrolled citizen by blood of the Choctaw Nation, who is identified upon the 1896 Choctaw Census Roll, Chickasaw District, number 14166, enrolled thereon as a citizen by blood of said nation; that at the time of said marriage both persons above mentioned were residents in good faith of the Chickasaw Nation; that they lived together continuously as husband and wife from the date of said marriage until the death of the said Albert West on November 21, 1900; that thereafter, in August 1901, the applicant was married to Elijah Henson a white man having no rights of Choctaw citizenship by blood, and that the applicant had been a resident in good faith of the Chickasaw Nation from the date of her said marriage to said Albert West up to and including September 25, 1902.

It is, therefore, the opinion of this Commission that, following the ruling of the Department in the case of Thornton D. Pearce (I.T.D. 4060-1904), relative to the question of forfeiture, and the ruling of the Department in the case of Ella Jones (I.T.D. 6818-1904), Virginia Henson should be enrolled as a citizen by intermarriage of the Choctaw Nation, in accordance with the provisions of the acts of

Congress approved June 28, 1898 (30 Stat., 495), and July 1, 1902 (32 Stat., 641), and it is so ordered.

COMMISSION TO THE FIVE CIVILIZED TRIBES.

Chairman.

Commissioner.

Commissioner.

Muskogee, Indian Territory,

OCT 15 1904

Choctaw D-613

Muskogee, Indian Territory, October 15, 1904.

COPY.

Virginia Monson,

Newton, Indian Territory.

Dear Madam:

Enclosed herewith you will find a copy of the decision of the Commission to the Five Civilized Tribes, rendered October 15, 1904, granting your application for enrollment as a citizen by intermarriage of the Choctaw Nation.

The attorneys for the Choctaw and Chickasaw Nations have been furnished a copy of said decision and have been allowed fifteen days from the date of this notice within which to file protest against the action of the Commission in enrolling you as a citizen of the Choctaw Nation. If, at the expiration of said time, no protest has been filed, your name will be placed upon the final rolls of the citizens of the Choctaw Nation to be submitted to the Secretary of the Interior for his approval.

Respectfully,

Tams Bixby.

Chairman.

Registered.
Enc.7-D613.

Choctaw D-613

Muskogee, Indian Territory, October 15, 1904.

COPY.

Mansfield, McMurray & Cornish,

Attorneys for the Choctaw and Chickasaw Nations,

South McAlester, Indian Territory.

Gentlemen:

Enclosed herewith you will find a copy of the decision of the Commission, rendered October 15, 1904, granting the application for the enrollment of Virginia Henson as a citizen by intermarriage of the Choctaw Nation.

You are hereby notified that you will be allowed fifteen days from the date of this notice within which to file protest against the action of the Commission in enrolling said applicant as a citizen of the Choctaw Nation. If, at the expiration of said time, no protest has been filed, her name will be placed upon the final rolls of the citizens of the Choctaw Nation to be submitted to the Secretary of the Interior for his approval.

Respectfully,

Tams Bixby.

Chairman.

Registered.
Enc. 7-D613. For registry slip see 7-D-255.

Choctaw D-613

Muskogee, Indian Territory, October 15, 1904.

COPY

W. A. Apple,

Attorney-at-Law,

Tishomingo, Indian Territory.

Dear Sir:

You are hereby notified that the Commission to the Five Civilized Tribes, on October 15, 1904, rendered its decision granting the application for the enrollment of Virginia Henson as a citizen by intermarriage of the Choctaw Nation.

The attorneys for the Choctaw and Chickasaw Nations have been furnished a copy of said decision and have been allowed fifteen days from the date of this notice within which to file protest against the action of the Commission in enrolling said applicant as a citizen of the Choctaw Nation. If, at the expiration of said time, no protest has been filed, her name will be placed upon the final rolls of the citizens of the Choctaw Nation to be submitted to the Secretary of the Interior for his approval.

Respectfully,

Tams Bixby.

Chairman.

Registered.

(COPY)

Sasakwa, Ind. Ter. Jan. 1st- 1893.

This is to certify that on this first day of the year 1893, there appeared before , and were united in marriage, by W. P. Blake, Missionary, Mr. Albert West (Choctaw) and Miss V. L. Nichols (White), both of Choctaw Nation, Ind. Ter.

Witnesses:-

Jas. R. Chandler

J. R. Fox

W. P. Blake. Miss'y.

Choctaw D 613

Muskogee, Indian Territory, February 10, 1904.

Virginia West,

Newton, Indian Territory.

Dear Madam:

You are hereby advised that under direction of the Secretary of the Interior of November 18, 1903, and upon a protest filed with the Commission by the attorneys for the Choctaw and Chickasaw Nations dated January 23, 1904, no further action will be taken relative to your enrollment as a citizen by intermarriage of the Choctaw Nation until the Commission is further instructed by the Secretary of the Interior.

Respectfully,

Commissioner in Charge.

CHOCTAW.

XIX

32

IN RE
THE DEATH OF
Albert West
a citizen of the
Choctaw *Nation.*

Approved JAN 29 1901 *190*

Commissioner.

DEPARTMENT OF THE INTERIOR,
COMMISSION TO THE FIVE CIVILIZED TRIBES.
FILED
JAN 29 1901

ACTING CHAIRMAN

CHOCTAW
31

DEPARTMENT OF THE INTERIOR.

COMMISSION TO THE FIVE CIVILIZED TRIBES.

In the matter of the death of Albert West
(Here insert name of deceased.)
a citizen of the Choctaw nat Nation, who formerly resided at or near
Newton (Here insert name of post office.), Ind. Ter., and died on the 21 day of Nov,
1900

AFFIDAVIT OF RELATIVE.

UNITED STATES OF AMERICA, }
So INDIAN TERRITORY. District. }

I, Thomas J West, on oath state that I am 63
years of age and a citizen, by Marriage, of the Choctaw Nation;
that my post office address is Newton (Here insert name of post office.), Ind. Ter.; that I am
The Father of Albert West (Here insert name of deceased.),
(State relationship as the father, mother, cousin, etc.)
who was a citizen, by Blood, of the Choctaw Nation;
and that said Albert West (Here insert name of deceased.) died on the 21 day of
Nov, 1900.

Thomas J West

WITNESSES TO MARK

(Must be Two Witnesses.) }

Subscribed and sworn to before me this 24 day of January 1901.

W. I. Cleveland
Notary Public.

AFFIDAVIT OF ACQUAINTANCE.

UNITED STATES OF AMERICA, }
So INDIAN TERRITORY. District. }

I, Robt West, on oath state that I am 21
years of age, and a citizen, by Blood, of the Choctaw Nation;
that my post office address is Newton (Here insert name of post office.) Ind. Ter.;
that I was personally acquainted with Albert West (Here insert name of deceased.)
who was a citizen, by Blood, of the Choctaw Nation;
and that said Albert West (Here insert name of deceased.) died on the 21 day of
Nov, 1900

his
Robt X West
mark

WITNESSES TO MARK

(Must be Two Witnesses.) } Chas A Thatcher
Asa Jones

Subscribed and sworn to before me this 24 day of January 1901

W. I. Cleveland
Notary Public.

CHOCTAW. 30

IN RE

Application for Enrollment of

INFANT CHILD

Albert Harley West

as a citizen of the

Choctaw Nation.

Approved, AUG 6 1900 190

Commissioner.

DEPARTMENT OF THE INTERIOR.
COMMISSION TO THE FIVE CIVILIZED TRIBES.
FILED
AUG 6 1900

ACTING CHAIRMAN.

CHOCTAW.
31

Department of the Interior,

COMMISSION TO THE FIVE CIVILIZED TRIBES.

IN RE Application for Enrollment, as a citizen of the Choctaw Nation, of Albert Harley (Here insert name of child), born on the 14 day of March, 1898

Name of Father: Albert West, a citizen of the Choctaw Nation.

Name of Mother: Virginia West, a citizen of the U S ~~Nation~~.

Postoffice, Newton

AFFIDAVIT OF MOTHER.

UNITED STATES OF AMERICA, INDIAN TERRITORY.
Southern District.

I, Virginia West, on oath state that I am Twenty three years of age and a citizen, by marriage, of the Choctaw Nation; that I am the lawful wife of Albert West, who is a citizen, by Blood, of the Choctaw Nation; that a Male (male or female) child was born to me on the 14 day of March 1898 that said child has been named Albert Harley, and is now living.

WITNESSES TO MARK: Virginia West

(Must be Two Witnesses)

Subscribed and sworn to before me this 28 *day of* July 1900

W. I. Cleveland
NOTARY PUBLIC

AFFIDAVIT OF ATTENDING PHYSICIAN, OR MIDWIFE.

UNITED STATES OF AMERICA, INDIAN TERRITORY.
Southern District.

I, Rebecca A Brady, a Midwife, on oath state that I attended on Mrs. Virginia West, wife of Albert West, on the 14 day of March, 1898 that there was born to her on said date a Male (male or female) child; that said child is now living and is said to have been named Albert Harley

WITNESSES TO MARK: Rebecca A. Brady

(Must be Two Witnesses)

Subscribed and sworn to before me this 28 *day of* July 1900

W. I. Cleveland
NOTARY PUBLIC.

Two letter [illegible]

CHOCTAW.

20

XIX

IN RE

Application for Enrollment of

INFANT CHILD

Pearly West

as a citizen of

Choctaw Nation.

Approved, JAN 29 1901 190

Commissioner.

DEPARTMENT OF THE INTERIOR.
COMMISSION TO THE FIVE CIVILIZED TRIBES
FILED
JAN 29 1901

ACTING CHAIRMAN

CHOCTAW.

31

BIRTH AFFIDAVIT. 20

DEPARTMENT OF THE INTERIOR,

COMMISSION TO THE FIVE CIVILIZED TRIBES.

IN RE Application for Enrollment, as a citizen of the Choctaw Nation,
of Pearly West (Here insert name of child), born on the 21 day of August, 1900
Name of Father: Albert West, a citizen of the Choctaw Nation.
Name of Mother: Virginia West, a citizen of the Choctaw Nation.
Post-office, Newton

AFFIDAVIT OF MOTHER.

UNITED STATES OF AMERICA, } INDIAN TERRITORY, So District. }

I, Virginia West, on oath state that I am 24 years of age and a citizen, by Marriage, of the Choctaw Nation; that I am the lawful wife of Albert West, who is a citizen, by Blood, of the Choctaw Nation, that a Female (male or female.) child was born to me on the 21 day of August 1900 that said child has been named Pearly, and is now living.

Virginia West

WITNESSES TO MARK

(Must be Two Witnesses) }

Subscribed and sworn to before me this 12 *day of* January 1901.

W. S. Cleveland NOTARY PUBLIC.

AFFIDAVIT OF ATTENDING PHYSICIAN, OR MIDWIFE.

UNITED STATES OF AMERICA, } INDIAN TERRITORY, So District. }

I, D C Brady, a Physician, on oath state that I attended on Mrs. Virginia West, wife of Albert West, on the 21 day of August, 1900 that there was born to her on said date a Female (male or female.) child; that said child is now living and is said to have been named Pearly

D. C. Brady

WITNESSES TO MARK:

(Must be Two Witnesses) }

Subscribed and sworn to before me this 12 *day of* January 1901.

W. S. Cleveland NOTARY PUBLIC.

EMPTY

missing

33 Rebecca Shelby et al Granted

Choc

J. D. Allen
to
Rebecca Shelby
Marriage License

Chickasaw Nation
Tishomingo Co I.T.

I. Scott Hawkins by authority of law vested in me ~~issue~~ hereby authorize ~~to~~ any judge of Chickasaw Nation or minister of the gospel to join in marriage B. D. Allen, a citizen of the U.S. and Rebecca Shelby a citizen of the Chickasaw Nation now residing in the Chickasaw Nation and due returns make thereof to the County Clerk.

Scott Hawkins
County and Probate Judge
Tishomingo Co
C.N.

Recorded the 30th day of sept 189..

Edward Tur...
Clerk T.C.C.N.

Marriage Certificate
Z. D. Allen
Rebecca Shelby

Chickasaw Nation
Richmings Co.

I hereby certify that I have this day joined in marriage J.D. Allen and Rebecca Shelby by authority of marriage license issued by the C.K. Co. Judge of Richmings County on the 27th day September A.D. 1898

W.T. Lester. a Minister of the Gospel.

This September 29 1898.

Recorded the 30th day of Sept 1898
Edward Turner.
Clerk P.C.C.N.

.THE CHOCTAW NATION.

In the Circuit Court of the 3 Judicial District Regular Aug. term 1890.

A PETION of Rebecca Shelby being presented by her Attorney in said Court. for a

BILL OF DIVORCE.

setting forth the facts. etc.; after the Court hearing the testimony in regard to the petition do order and decree that Bill of Divorce be issued to the applicant Rebecca Shelby

THEREFORE I do issue a bill of Divorce to said applicant Rebecca Shelby forever releasing her from the bonds of Matrimony heretofore existing between Rebecca Shelby and Sam Shelby.

GIVEN UNDER MY HAND; and seal of office.; this 19 day of Aug. 1890.

(seal) . E. M. Everidge,
Circuit Clek.

True Correct copy
P B Hopkins

7-D-59

DEPARTMENT OF THE INTERIOR,
COMMISSION TO THE FIVE CIVILIZED TRIBES.
Ada, Indian Territory, November 10, 1902.

In the matter of the application for enrollment of Zachariah Daniel Allen as a citizen by intermarriage of the Choctaw Nation.

Said Zachariah Daniel Allen, being first duly sworn, testified as follows:

Examination by the Commission.

Q What is your name? A Zachariah Daniel Allen.
Q What is your agex? A Fifty-four.
Q What is your postoffice address? A Center.
Q How long have you resided in the Chickasaw Nation? A Thirteen years.
Q Have you lived here continuously for the past thirteen years? A Yes sir.
Q Never made your home any place else during that time? A No sir.
Q Do you make claim to enrollment as an intermarried citizen of the Choctaw Nation? A Yes sir.
Q What is the name of your Choctaw wife? A She was Rebecca Harrison.
Q Is she a recognized and enrolled citizen of the Choctaw Nation? A Yes sir.
Q Her rights have never been questioned? A No sir.
Q When were you married to Rebecca Harrison? A In 1898--the twenty-seventh of September, I think.
Q Where did this marriage take place? A About a mile and a half from here.
Q At the time of this marriage were both you and your wife bona fide residents of the Chickasaw Nation? A Yes sir.
Q How long had she lived here? A She'd been living in the Chickasaw Nation about twelve months I think.
Q Were you married in accordance with the Chickasaw tribal laws? A Yes sir.
Q From whom did you obtain your license? A Judge Hawkins, at Tishomingo.
Q How much did you pay for that license? A Fifty dollars.
Q who performed the marriage ceremony? A Parson Lester, at Center. I think that was his name.
Q Had you ever been married prior to your marriage to Rebecca Harrison? A Yes sirx.
Q What was the name of your former wife? A One of them was Zelia Francis--I was married three times.
Q What was the name of the first one? A Sarah Findlay.
Q When did you marry Sarah Findlay? A January of the year 1872.
Q How long did you live with her? A About eleven months--she died in Novembe r.
Q You lived with her until her death? A Yes sir.
Q What was the name of your second wife? A Lelia Wadkins.
Q When did you marry her? A Ix I married her in '77.
Q How long did you live with her? A I lived with her fourteen years.
Q Until her death? A Yes sir.
Q What was the name of your next wife? A She was a widow Francis.

Q How long did you live with her? A Nearly five years.
Q Until her death? A Yes sir.
Q Were all of these women white women? A The third one claimed to be a Choctaw--she was a daughter of James Stewart.
Q You don't make any claim through her? A No sir.
Q Simply through your last wife? A Yes sir, through my last wife.
Q At the time of your marriage to Rebecca Harrison all these women were dead? A Yes sir.
Q Was your wife Rebecca Harrison ever married before her marriage to you? A Yes sir.
Q How many times? A Once.
Q What was the name of her husband? A Sam Shelby.
Q When was she married to Sam Shelby? A I can't tell you.
Q Did he die or were they separated? A They were separated.
Q Did she obtain a divorce? A Yes sir.
Q How long was that before your marriage to her? A She said it was ten years I believe.
Q Since your marriage to Rebecca Harrison, in 1898, have you lived together continuously as husband and wife? A Yes sir.
Q There has been no separation, abandonment or divorce? A No sir.
Q Are you at present living together as bona fide residents of the Chickasaw Nation? A Yes sir.

Ira S. Niles, being first duly sworn, states that as stenographer to the Commission to the Five Civilized Tribes he reported in full all proceedings had in the above entitled cause, heard at Ada, Indian Territory, November 10, 1902, and that the above and foregoing is a full, true and correct transcript of his stenographic notes taken in said proceedings on said date.

Ira S. Niles

Subscribed and sworn to before me this the 26 day of November, 1902.

Charles H. Sawyer

Notary Public.

Wax

7 D 59
L G D

DEPARTMENT OF THE INTERIOR,
COMMISSION TO THE FIVE CIVILIZED TRIBES.

In the matter of the application for the enrollment of Zachariah Daniel Allen as a citizen by intermarriage of the Choctaw Nation.

- D E C I S I O N -

It appears from the record herein that Zachariah Daniel Allen, on September 29, 1898, was married in accordance with the laws, customs and usages of the Chickasaw Nation to Rebecca Shelby (nee Harrison), a recognized and enrolled citizen by blood of the Choctaw Nation whose name appears as No.57 upon the lists prepared by this Commission under the Act of Congress approved July 1, 1902 (32 Stats., 641) of persons entitled to enrollment as citizens by blood of the Choctaw Nation and approved by the Secretary of the Interior on December 12, 1902; that at the time of said marriage both persons above mentioned were residents in good faith of the Chickasaw Nation and that they have lived together continuously as husband and wife in said Nation since the date of said marriage up to and including September 25, 1902.

It is, therefore, the opinion of this Commission that Zachariah Daniel Allen should be enrolled as a citizen by intermarriage of the Choctaw Nation in accordance with the provisions of the Acts of Congress approved June 28, 1898 (30 Stats., 495) and July 1, 1902 (32 Stats., 641), and it is so ordered.

COMMISSION TO THE FIVE CIVILIZED TRIBES,

Chairman.

Commissioner.

C. R. Breckinridge
Commissioner.

Muskogee, Indian Territory,
MAY 5 1903

Choctaw-D-58

COPY.

Muskogee, Indian Territory, May 5, 1903.

Zachariah Daniel Allen,

Center, Indian Territory.

Dear Sir:

Inclosed herewith you will find a copy of the decision of the Commission, rendered May 5, 1903, granting your application for enrollment as a citizen by intermarriage of the Choctaw Nation.

The attorneys for the Choctaw and Chickasaw Nations have been furnished a copy of this decision and have been allowed fifteen days from this date within which to file protest against the action of the Commission in enrolling you as a citizen of the Choctaw Nation. If at the expiration of that time, no protest has been filed, your name will be placed upon the final rolls of the citizens of the Choctaw Nation to be submitted to the Secretary of the Interior for his approval.

Respectfully,

(SIGNED)

Tams Bixby.

Chairman.

Registered.

Enc. No. 26

CORRECTION

THIS DOCUMENT HAS BEEN REPHOTOGRAPHED TO ASSURE LEGIBILITY

Choctaw-D-59

Atoka, Indian Territory, May 5, 1903.

Mr. Daniel Allen,

Caney, Indian Territory.

Dear Sir:

Inclosed herewith you will find a copy of the decision of the Commission, rendered May 5, 1903, granting your application for enrollment as a citizen by intermarriage of the Choctaw Nation.

The attorneys for the Choctaw and Chickasaw Nations have been furnished a copy of this decision and have been allowed fifteen days from this date within which to file protest against the action of the Commission in enrolling you as a citizen of the Choctaw Nation. If at the expiration of that time, no protest has been filed, your name will be placed upon the final rolls of the citizens of the Choctaw Nation to be submitted to the Secretary of the Interior for his approval.

Respectfully,

Chairman.

Registered.

Enc. MG. 26

Choctaw-D-59

Muskogee, Indian Territory, May 5, 1903.

Mansfield, McMurray & Cornish,

Attorneys for the Choctaw and Chickasaw Nations,

South McAlester, Indian Territory.

Gentlemen:

Inclosed herewith you will find a copy of the decision of the Commission, rendered May 5, 1903, granting the application of Zachariah Daniel Allen, for enrollment as a citizen by intermarriage of the Choctaw Nation.

You are hereby advised that you will be allowed fifteen days from this date within which to file protest against the action of the Commission in enrolling the applicant herein as a citizen of the Choctaw Nation. If at the expiration of that time, no protest has been filed, the name of the applicant will be placed upon the final rolls of the citizens of the Choctaw Nation to be submitted to the Secretary of the Interior for his approval.

Respectfully,

Chairman.

Registered.

Enc. HG. 27.

Department of the Interior.

Commission to the Five Civilized Tribes.

In the matter of the application of Zachariah Daniel Allen for the enrollment of himself as an intermarried citizen of the Choctaw Nation. ----D 59----

On February 26, 1902, the applicant was notified by registered mail, and on the 6th day of March, 1902, the attorneys for the Choctaw and Chickasaw Nations were notified by registered mail, that the application of Zachariah Daniel Allen for enrollment as a citizen of the Choctaw Nation would be taken up by the Commission to the Five Civilized Tribes at its office in Muskogee, Indian Territory on the 2nd day of April, 1902, for final consideration.

Now, on this 2nd day of April, 1902, this cause coming on to be heard pursuant to said notice, the applicant, being called, failed to appear either in person or by attorney, and the Choctaw Nation failed to appear.

Harry C Risteen, being first duly sworn, upon his oath states That as stenographer to the Commission to the Five Civilized Tribes he reported in full all proceedings had in the above entitled cause on the 2nd day of April, 1902, and that the above and foregoing is a full, true and correct transcript of his stenographic notes of said proceedings on said date.

Harry C Risteen

Subscribed and sworn to before me this 4th day of April, 1902.

Notary Public.

EMPTY

EMPTY

EMPTY

CORRECTION

THIS DOCUMENT HAS BEEN REPHOTOGRAPHED TO ASSURE LEGIBILITY

EMPTY

EMPTY

38 Thos M. Suddath et al Granted Choc

Recorded
Apr. 19th 1878
Geo. Colton
Co. Clk

Indian Ty. Be it Known that
Southern Dist. on This the 18th Day of
April A.D. 1898 Personaly
came F. M. Sherewood after being
By me duly Sworn said that
he did Execute the within in
manner & form Described therein
Witness my Hand and Seal of Office
This the Day and year above Written.

J. J. Mulky N. P.
Southern Dist Ind Ty

Dry Goods, Clothing, Boots, Shoes, Hats.

Caps and a Complete Line of General Merchandise.

Farming Implements, &c.

Roff, Ind: Ter., April 18 1898

I F. M. Sherwood an ordained Minister of the Gospel my Credentials being Recorded in book A Page 101 in Ordinary I.T. Do Certify that I Solemnized the rights of Matrimony between F. M. Seddath and Miss Bessie Roff of Roff I.T. April 17 A.D. 1898

This April 18 - 1898

F. M. Sherwood
Ordained Minister

Witnesses
Wm. F. Russell.
B. N. [illegible]
G. M. Chester
F. S. Sturdevand

George Colbert
Dr Heard

~~Recorded~~ on
marriage record
7th page.
This [illegible] 19th 1878
G. Colbert
Edgar [illegible]

- 7 - 38

hatak moma kat nana
ilappa isht ai ithai ana
shashki

Kaonti chach nan isht
ai atta Pantotak kaonti
Kaonti chach sia hat
chikasha okla inan alhpisa
ai akai at itti halala chi ma
ko nahollo okla ai achafa us
J. M. Duddath ilappat
chikasha okla ai achafa
ohoyo pantotak ai ahanta
Bessie Roff ilappa itti
halala chi mako laisin
atok ma ikash lishki
ipal 12 - 1898 fiena
ano Pantotak Kaonti
Kaonti micha pilobit
chach sia P Carney

DEPARTMENT OF THE INTERIOR,

COMMISSION TO THE FIVE CIVILIZED TRIBES.

The record in the matter of the application for the enrollment as a citizen by intermarriage of the Choctaw Nation of -

THOMAS M. SUDDATH, - - Choctaw - 38.

To all whom it may concern,

Among the duties of County Judge and as County Judge of Pontotoc County, and in accordance with the laws of the Chickasaw people in regard to marriage, this white man, a citizen of the U. S., T. M. Suddoth, and this woman of the Chickasaw people living in Pontotoc, Bessie Roff, procured the license to marry of me, this the 12th April, 1898.

Myself of Pontotoc County, County and Probate Judge.

(Signed) R. Carney.

Jefferson D. Ward, being duly sworn on oath states that as interpreter to the Commission to the Five Civilized Tribes at the Choctaw Land Office, Atoka, Indian Territory, he translated from the Choctaw language into the English language marriage license issued by R. Carney, County and Probate Judge of Pontotoc County, to T. M. Suddoth and Bessie Roff, dated April 12, 1898, and that the above and foregoing is a full, true and correct translation of same.

Jefferson D. Ward

Subscribed and sworn to before me this July 27, 1903.

L. P. Taubman

Notary Public.

CHOCTAW. 7 INDEXED

IN RE.

Application for Enrollment of

INFANT CHILD.

Pauline Suddath

As a citizen of the

Choctaw Nation.

Approved JUN 22 1901

C. R. Breckinridge.

Commissioner.

DEPARTMENT OF THE INTERIOR,
COMMISSION TO THE FIVE CIVILIZED TRIBES.
FILED
JUN 22 1901

ACTING CHAIRMAN.

CHOCTAW.
38

Department of the Interior,

COMMISSION TO THE FIVE CIVILIZED TRIBES.

IN RE Application for Enrollment, as a citizen of the Choctaw Nation,

of Pauline Suddath, born on the 3 day of June, 1901.

Name of father: Thomas M Suddath, a citizen of the US Nation.

Name of mother: Elizabeth Suddath, a citizen of the Choctaw Nation.

Post Office: Roff I T

AFFIDAVIT OF MOTHER.

UNITED STATES OF AMERICA,
INDIAN TERRITORY,
Southern District.

I, Elizabeth Suddath, on oath, state that I am 21 years of age and a citizen, by Born, of the Choctaw Nation; that I am the lawful wife of Tom Suddath who is a citizen, by marriage, of the Choctaw Nation; that a girl child was born to me on the 3rd day of June, 1901; that said child has been named Pauline, and is now living.

Elizabeth Suddath

Subscribed and sworn to before me this 20 day of June, 1901.

John A. Clark
Notary Public.

AFFIDAVIT OF ATTENDING PHYSICIAN, OR MIDWIFE.

UNITED STATES OF AMERICA,
INDIAN TERRITORY,
Southern District.

I Boston McIver, a Physician, on oath, state that I attended on Mrs. Elizabeth Suddath, wife of T. M. Suddath on the 3 day of June, 1901; that there was born to her on said date a female child; that said child is now living and is said to have been named Pauline Suddath.

Boston McIver

Subscribed and sworn to before me this 20 day of June, 1901.

John A. Clark
Notary Public.

Department of the Interior
Commission to the Five Civilized Tribes
Ada, I.T. November 11,1902.

Choctaw 38.

In the matter of the application for enrollment as a citizen by intermarriage of the Choctaw Nation of Thomas M. Suddath.

Thomas M. Suddath being first duly sworn testified as follows:

Examination by the Commission

Q What is your name? A Thomas M. Suddath.
Q What is your age? A I am thirty-four years old.
Q What is your post office address? A Roff.
Q How long have you lived in the Chickasaw Nation? A About fifteen years.
Q Lived here continuously for the past fifteen years? A Yes,sir.
Q Never made your home anywhere else during that time? A No place else.
Q You claim intermarried rights in the Choctaw Nation? A Yes,sir?
Q What is the name of your Choctaw wife? A Elizabeth Roff.
Q Is he a recognized and enrolled citizen of the Choctaw Nation? A Yes, ir.
Q Her rights ever been questioned? A No,sir.
Q When were you married to Elizabeth Roff? A In 1898 April 17th to the best of my recollection.
Q Where was the marriage ceremony performed? A In Roff.
Q Were you both, you and your wife, residents of the Chickasaw Nation at that time? A Yes,sir.
Q Were you married in accordance with the Chickasaw law? A Reuben Karney, I paid him fifty dollars for the license.
Q Who performed the marriage ceremony? A Reverand Sherwood.
Q Were you ever married before your marriage to Elizabeth Roff? A No,sir.
Q Was she ever married before her marriage to you? A No,sir.
Q Since you were married in 1898 have you lived together continuously as husband and wife? A Yes,sir.
Q There has been no separation, abandonment or divorce? A No,sir.
Q At present you are living together as husband and wife and are actual bonafide residents of the Chickasaw Nation? A Yes,sir.

G. Rosenwinkel being duly sworn on his oath states that as stenographer to the Commission to the Five Civilized Tribeshe reported in full all the proceedings had in the above entitled cause on November 11,1902, and that the above andforegoing is a full, true and correct transcript of his stenographic notes in said cause on said date.

G Rosenwinkel

Subscribed and sworn to before me this 22 day of January 1903.

Charles H Sawyer

Notary Public.

Choctaw 38

COPY.

Muskogee, Indian Territory, October 10, 1903.

Thomas M. Suddath,

Roff, Indian Territory.

Dear Sir:

Enclosed herewith you will find a copy of the decision of the Commission, rendered October 10, 1903, granting your application for enrollment as a citizen by intermarriage of the Choctaw Nation.

The attorneys for the Choctaw and Chickasaw Nations have been furnished a copy of this decision and have been allowed fifteen days from this date within which to file protest against the action of the Commission in enrolling you as a citizen of the Choctaw Nation. If at the expiration of that time no protest has been filed, your name will be placed upon the final rolls of the citizens of the Choctaw Nation to be submitted to the Secretary of the Interior for his approval.

Respectfully,

(SIGNED).

Chairman.

Registered.

Enc. 38.

Ann
GBR

7 - 38.

DEPARTMENT OF THE INTERIOR,

COMMISSION TO THE FIVE CIVILIZED TRIBES.

In the matter of the application for the enrollment of Thomas M. Suddath as a citizen by intermarriage of the Choctaw Nation.

D E C I S I O N .

It appears from the record herein that Thomas M. Suddath, on April 17, 1898, was married in accordance with the laws, customs and usages of the Chickasaw Nation to Elizabeth Roff Suddath, a recognized and enrolled citizen by blood of the Choctaw Nation, whose name appears as No. 67 upon the lists prepared by this Commission under the Act of Congress approved July 1, 1902 (32 Stats., 641) of persons entitled to enrollment as citizens by blood of the Choctaw Nation and approved by the Secretary of the Interior on December 12, 1902; that at the time of said marriage both persons above mentioned were residents in good faith of the Chickasaw Nation, and that they have lived together continuously in Indian Territory as husband and wife from the date of said marriage up to and including September 25, 1902.

It is, therefore, the opinion of this Commission that Thomas M. Suddath should be enrolled as a citizen by intermarriage of the Choctaw Nation under the provisions of the Acts of Congress approved June 28, 1898 (30 Stats., 495), and July 1, 1902 (32 Stats., 641), and it is so ordered.

COMMISSION TO THE FIVE CIVILIZED TRIBES,

Chairman.

COMMISSIONER.

COMMISSIONER.

COMMISSIONER.

Muskogee, Indian Territory,

OCT 10 1903

COPY. Choctaw 38

Muskogee, Indian Territory, October 10, 1903.

Mansfield, McMurray & Cornish,

Attorneys for Choctaw and Chickasaw Nations,

South McAlester, Indian Territory.

Gentlemen:

Enclosed herewith you will find a copy of the decision of the Commission, rendered October 10, 1903, granting the application of Thomas W. Suddath for enrollment as a citizen by intermarriage of the Choctaw Nation.

You are hereby advised that you will be allowed fifteen days from this date within which to file protest against the action of the Commission in enrolling the applicant herein as a citizen of the Choctaw Nation. If at the expiration of that time no protest has been filed, the name of the applicant will be placed upon the final rolls of the citizens of the Choctaw Nation to be submitted to the Secretary of the Interior for his approval.

Respectfully,

(SIGNED).

Tams Bixby.

Chairman.

Registered.

Enc. 38.

IN RE

Application for Enrollment of

INFANT CHILD.

Ralph Milton Duddatt

As a citizen of the

Choctaw Nation.

Approved [illegible] 1 [illegible]

Commissioner.

Department of the Interior,

COMMISSION TO THE FIVE CIVILIZED TRIBES.

IN RE Application for Enrollment, as a citizen of the Chickasaw Nation,

of Ralph Milton Suddath, born on the 7 day of May, 1899.

Name of father: T M Suddath, a citizen of the Chickasaw Nation.

Name of mother: Elizabeth Suddath., a citizen of the Choctaw Nation.

Post Office: Roff Ind T.

AFFIDAVIT OF MOTHER.

UNITED STATES OF AMERICA,
INDIAN TERRITORY,
Southern District.

I, Elizabeth Suddath, on oath, state that I am 20 years of age and a citizen, by Birth, of the Chickasaw Nation; that I am the lawful wife of T M Suddath who is a citizen, by Marriage, of the Chickasaw Nation; that a Boy child was born to me on the 7 day of May, 1899; that said child has been named Ralph Milton, and is now living.

Elizabeth Suddath

Subscribed and sworn to before me this 27 day of May, 1899

John A. Clark

Notary Public.

AFFIDAVIT OF ATTENDING PHYSICIAN, OR MIDWIFE.

UNITED STATES OF AMERICA,
INDIAN TERRITORY,
District.

I, Brown, a physician, on oath, state that I attended on Mrs. Elizabeth Suddath, wife of T M Suddath on the 7 day of May, 1899; that there was born to her on said date a Boy child; that said child is now living and is said to have been named Ralph Milton.

Br Brown

Subscribed and sworn to before me this 27 day of May, 1899

John A. Clark

Notary Public.

39 Andrew V. Roff et al Granted Nov 4, 1905

DEPARTMENT OF THE INTERIOR,
COMMISSIONER TO THE FIVE CIVILIZED TRIBES.

Record in the matter of the application for the enrollment as a citizen by intermarriage of the Choctaw Nation of - -

Pearl Roff.

7-39.

DEPARTMENT OF THE INTERIOR,
COMMISSION TO THE FIVE CIVILIZED TRIBES.

Muskogee, Indian Territory, June 14, 1905.

In the matter of the ~~appli~~ alleged application for the enrollment as a citizen by intermarriage of the Choctaw Nation, of Pearl Roff.

Guy P. Cobb, Esq., of Ardmore, Indian Territory, appearing as attorney for the applicant.

Pearl Roff being first duly sworn, testified as follows:

By the Commission:

Q What is your name? A Pearl Roff.
Q What is your postoffice address? A Lula, Indian Territory.
Q Do you claim that an application has been made for your enrollment as a citizen by intermarriage of the Choctaw Nation?
A Yes sir.
Q Where was that application made, and in what form?
A In 1901.
Q Was that application made by you in person? A Yes sir.
Q You personally made the application? Do you mean that you personally appeared before the Commission and applied? A Yes sir
Q Where did you make that appearance? A At Ada.
Q You personally appeared before the Commission at Ada in 1901, and applied for enrollment? A Yes sir.
Q Who did you see at that time? A I don't know who it was.
Q Did you see any member of the Dawes Commission at that time that you know of? A No, I don't know them.
Q What month in 1901 was it that you made this appearance?
A I don't know, myself.
Q You don't remember what month it was? A No, I don't.
Q But you are sure that you did personally appear before the Commission at Ada in 1901? A Yes sir.
Q What did you state to the person before whom you made that appearance? (No answer)
Q What did you say to them? A I told them that I thought I ought to have the land; I applied for it, and I had been working for it.
Q What did he say? A He talked like it would be all right; that I would get it all right.
Q Can you tell me what he said? Whether he said that your application was received or not, or anything at all about it?
A No, I can't; I have simply forgotten what he did say, it is so long.
Q You don't know who it was that did the talking? A No, I don't.
Q But you are quite sure that it was somebody representing the Dawes Commission? A Yes sir.
Q Was anyone with you at that time? A My husband was with me.
Q Besides this appearance which you say was made at Ada, did you do anything else towards securing your enrollment since that time? A Yes, we tried several times since that; we went to Atoka last summer.

Q Between the time you appeared at Ada in 1901, and the time that you went to Atoka last summer, did you do anything during that period? A We never did anything only written letters and answered them.
Q You wrote letters? A Yes.
Q To whom did you write your letters? A I don't know.
Q Did you, yourself, write any letters? A I don't--my husband did the writing.
Q What is the name of the Indian husband through whom you claim your rights. A What is the name of my husband?
Q Yes? A Andrew V. Roff.
The husband of the applicant, Andrew V. Roff, is identified on Choctaw Field Card No. 39 and as No. 70 on the final roll of citizens by blood, approved December 12, 1902.
Q Do you know whether any response was received to the letters which you say your husband wrote? A No sir.
Q You don't know whether any reply was received from the Commission at all, or not? A Well, we got one or two I think, answered.
Q Do you know when your husband wrote those letters? A He wrote one in 1901 I think.
Q Do you remember the contents of that letter that was written in 1901? A No, I don't.
Q Can you give me the substance of it? Do you know what he said in that letter? A No, just all I know, he said he was writing about the land business.

By Mr. Cobb:
Q Do you mean about the land business or about your enrollment? A About my enrollment of course; that's what I am speaking about.

By the Commission.
Q When were you married to Andrew V. Roff? A I couldn't tell what year it was.
By Mr. Cobb: The marriage license shows it waa the 16th day of April, 1900
Q Is that right? A Yes sir.
Q At that time where were you living? A Roff, Indian Ter.
Q In the Chickasaw Nation? A Yes sir.
Q Where was your husband living at that time? A He was living right there too.
Q Were you married under a United States license? A Yes sir.
Q At that time had you ever been married before? A No sir.
Q Had your husband ever been married before he married you?
A Yes sir.
Q How many times had he been married? A He had been married once I reckon; all I know.
Q Was his former wife living at that time? A Living.
Q Had he secured a divorce from her? A Yes sir.
Q Where have you lived since you were married to him?
A Lived in the Choctaw Nation
Q Where in the Choctaw Nation? A At Lula.
Q Did you take up your residence at Lula immediately after you were married? A We lived on the Canadian river.
Q Did you live in the Choctaw Nation immediately after you

were married? A No sir.
Q You lived in the Chickasaw Nation? A Yes.
Q How long did you continue to live in the Chickasaw Nation after you were married? A About three years.
Q So that from the time you were married up to September 25, 1902, you were a resident of the Chickasaw Nation? A Yes sir.

Examination by Mr. Cobb:
The records of the Commission show that your marriage license was filed with the Commission on the 3rd day of October, 1901, and that at that time there was also filed a birth affidavit concerning the birth of Cleo Estelle Roff, in which you state that you are a citizen by intermarriage of the Choctaw Nation; did you sign that birth affidavit? A Yes sir.
Q And at the time you signed it you claimed to be a citizen by intermarriage? A Yes sir.
Q You stated in your testimony a moment ago, that your husband wrote a letter to the Commission in 1901?
A Yes sir.
Q There is a lettter on file with the Commission received on the 28th day of October, 1901, relative to your enrollment. At that time were you an applicant for enrollment as an intermarried citizen of the Choctaw Nation? A Yes sir.
Q Do you know whether or not your husband went before the Commission during the year 1902 in connection with your application for enrollment? A Yes, I think so.
Q Then at all times from 1901 up to the present time, you have claimed your right to be enrolled as a citizen by intermmarriage? A Yes sir.

Examination by the Commission.
Q You state that on October 28, 1901, you were an applicant for enrollment; what had you done in the line of applying for enrollment prior to that time? A Well, we had been trying to.
Q What had you done in that line? A Well, just been writing letters to the Commission.
Q Were those letters written before or after this appearance which you say that you made at Ada? A It was before.
Q You had not applied at Ada at the time that your husband wrote these letters? A No sir.
Q What had you done? Had you written some other letters?
A We had written letters.

Witness excused.

Andrew V. Roff, being first duly sworn testified as follows:
Examination by the Commission:
Q What is your name? A Andrew V. Roff.
Q Are you the husband of Pearl Roff who has just testified?
A Yes sir.
Q She claims to have apeared at Ada in 1901 to make application for enrollment? Do you know anything about that? A No, I don't . We was at Ada, but I don't know what she did.
Q You say she was at Ada? A She was there along about that time, but I don't know whether she talked with them.
Q Were you there with her? A No sir.

Q Do you know whether the Commission was there in session at that time? A No, I don't know anything about that application at all, if anything was done in 1901 at Ada.
Q Have you any knowledge of any application at all that was ever made for your wife's enrollment? A I went before the Commission at Ada in 1902.
Q Prior to your appearance before this Commission in 1902, had you done anything except to write that letter? A What letter?
Q That letter in 1901? A The Dawes Commission wrote me a letter and asked me why I had not applied for enrollment for my wife.
Q When was it that the Dawes Commission wrote you that letter asking you why you had not applied for your wife's enrollment? A October, 1901.
Q What was the cause of their writing that letter? A I don't know what was the cause; it was when I enrolled my daughter Cleo Estelle that they wrote the letter and asked me why I didn't apply for enrollment for my wife.
Q Then the application that you made for your daughter was the occasion for the letter from the Commission written to you about your wife? A Yes, I wrote that.

The applicant refers to a letter bearing date October 24, 1901, relative to the enrollment of his wife; a copy of said letter is attached hereto.

Q Did you receive any reply from the Commission to this letter which you wrote them? A No, I never did.
Q Did you take any further steps towards securing your wife's enrollment after you wrote this letter? A Never until I went to Ada in 1902.
Q What month was that? A It was in November.
Q Who did you see then? Do you know? A I don't know their names; I went before the Commission.
Q You are sure that the Commission was there? A Yes, they was there.
Q What did you state to the Commission? A I told them that I wanted to enroll my wife; they said that they was not tending to that business; that they was then taking the affidavits of those that was dead; they was not taking new applications at all.
Q Was your wife with you at that time? A No, not in Ada, she wasn't; she was at Roff.
Q At the time you married Pearl Roff, had you ever been married before? A Yes sir.
Q Was your former wife liveing? A Yes, she is living yet.
Q Was she living at the time you married Pearl Roff? A Yes sir.
Q Had you secured a divorce from her? A Yes sir.
Q Have you that divorce with you? A No sir.
Q Is it in your possession? A No sir.
Q In what court was that divorce secured? A Ardmore court.
Q United States court at Ardmore? A Yes sir.
Q When did you secure that divorce? A It is hard for me to tell.
Q Well, about how long before you married Pearl Roff?
A Just about three years.
Q What is the name of your first wife? A Agnes V. Clary.
Q Was this Agnes the only woman to whom you had been married prior to your marriage with Pearl Roff? A Yes sir.
Q What was your residence at the time you married Pearl Roff.

A At Roff, Indian Territory.
Q In the Chickasaw Nation? A Yes sir.
Q Where was she living at that time? A Roff.
Q How long did you continue to live in the Chickasaw Nation after you were married to her? A About three years I think.
Q And you are still living with Pearl Roff as her husband?
A Yes sir.
Q There has never been any separation of any kind? A No sir.

Examination by Mr. Cobb.
Q At the time you filed the birth affidavit in the matter of Cleo Estelle Roff at the time you wrote the letter received by the Commission on October 8, 1901, was it your desire that your wife be enrolled as a citizen of the Choctaw nation?
A Yes sir.
Q And when you went before the Commission in November, 1902, you tried to have her enrolled at that time? A Yes sir.
Q Mr. Roff, in the letter of October 28, 1901, it was your reason given in that letter that your wife had not been enrolled because you were not married in accordance with the Choctaw law?
A Yes. I asked them about that; I told them that I had been informed she could not be enrolled and asked them in the letter that I wrote them. I thought I did.
Q You had the impression that that was the reason that she had not already been enrolled? A Yes, I had that impression.

Witness excused.

Pearl Roff being recalled, testified as follows:
Examination by the Commission:
Q You are a white woman, are you? A Yes sir.
Q You have no Indian blood at all? A No sir.
Q What are the names of your parents? A Frank Moore and Penney Moore.
Q Are they living? A Yes sir.
Q Both living? A Yes sir.
Q Both United States citizens? A Yes sir.

Witness excused.

Frances R. Lane upon oath states that as stenographer to the Commission to the Five Civilized Tribes she correctly recorded the testimony in the above eneitled cause and that the foregoing is an accurate transcript of her stenographic notes thereof.

Frances R. Lane

Subscribed and sworn o before me this June 16, 1905.

Notary Public.

C O P Y .

Oct. the 24, 1901.

Wayne, I. T.

Commission to the Five Civilized Tribes.

Dear Sirs:

I received your letter stating that the mother of the child, Cleo Estelle Roff, is only sixteen years of age. She was 19 years old the 2 day of August last and has not been listed for enrollment because we were not married Married according to the Choctaw laws.

Yours with respect.

(Signed) Andy V. Roff.

P. S. The mistake of the age was probably made by the man that I got to write the letter; I can't see any other cause.

page 2.

But I know of several people that are holding rites and were married according to the United States laws, Reg. at Stone Wall where I did, and I think my wife is entitled to Inrollment if they are.

And. V. Roff.

Endorsed:
Commission to the Five Tribes.
No. 15386
Received Oct. 28, 1901.
Roff, Andy
Wayne, I. T.
Oct. 24, 1901.
Giving correct age of his wife.

C O P Y .

Roff, I. T., Aug. 26, 1901.

Hon. Tams Bixby,

Muskogee, Indian Territory.

Dear Sir:

Please send me blank for registering a baby just born of Choctaw parentage.

Also any instructions for having the same placed on the rools of the Choctaw and Chickasaw Nation.

Respectfully,

(SIgned) A. V. Roff.

Endorsed:
Commission to Five Tribes.
No. 12566
Received Aug. 27, 1901.
Roff, A. V.
Roff, I. T.
Aug. 26, 1901.

Requests birth affidavit.

Memo.-94.

DEPARTMENT OF THE INTERIOR,
COMMISSIONER TO THE FIVE CIVILIZED TRIBES.

----------o----------

In the matter of the alleged application for the enrollment of Pearl Roff as a citizen by intermarriage of the Choctaw Nation.

----------o----------

It appears from the record herein that on June 14, 1905, Pearl Roff appeared in person before the Commission to the Five Civilized Tribes and presented testimony relative to an application alleged to have been made for her enrollment as a citizen by intermarriage of the Choctaw Nation within the time limited by the provisions of the Act of Congress approved July 1, 1902 (32 Stats., 641).

The applicant claims to have made personal application to said Commission for her enrollment, at Ada, Indian Territory, in November, 1901, and that her husband was with her at that time. She also testifies that her husband wrote a letter to said Commission in the year 1901, which she alleges was intended as an application for her enrollment.

Andrew V. Roff, husband of the applicant, testifies that he made application for the enrollment of said Pearl Roff at Ada, Indian Territory, but that the same was made in November, 1902, and not in 1901 as claimed by his wife. He further states that he was advised by the Commission at that time, that they were not taking new applications.

It appears from the records of said Commission that on October 24, 1901, said Andrew V. Roff addressed a letter to said Commission in which he states that the reason that his wife had not been listed for enrollment was because they had not been married according to the Choctaw law, and adds that he knew of several other people who were married under United States law who had been enrolled and that, in his opinion, his wife was entitled to enrollment if they were.

It further appears from the records of said Commission that on October 3, 1901, there was filed a marriage license and certificate of marriage between A. V. Roff and the present applicant, and that on said date there was also filed a written application for the enrollment of Cleo Estelle Roff (born August 23, 1901), as a citizen by blood, which application consists in part of the affidavit of said Pearl Roff that she is a citizen by marriage of the Choctaw Nation, is the wife of Andy V. Roff, and is the mother of said Cleo Estelle Roff.

I am of opinion that the filing with said Commission of said marriage license and said written application for the enrollment of Cleo Estelle Roff, should be considered as a sufficient application for the enrollment of Pearl Roff as a citizen by intermarriage of the Choctaw Nation, made within the time limited

by the provisions of the Act of Congress approved July 1, 1902 (32 Stats., 641),, and that said application should now be determined on the merits, and it is so ordered.

Commissioner.

Muskogee, Indian Territory,

SEP 28 1905

Memo. 94.

Muskogee, Indian Territory, September 29, 1905

Pearl Roff,

Lula, Indian Territory.

Dear Madam:

You are hereby advised that on September 28, 1905, the Commissioner to the Five Civilized Tribes issued an order holding that an application was made for your enrollment as a citizen by intermarriage of the Choctaw Nation within the time limited by the provisions of the Act of Congress approved July 1, 1902 (32 Stat., 641), and that said application should now be determined on the merits.

You are further advised that before said application can be finally determined it will be necessary for you to file with this office evidence of divorce between your husband, Andrew V. Roff, and his former wife Agnes V. Clary, who, it appears from the testimony on file, was living at the time of your marriage to the said Andrew V. Roff.

Respectfully,

SIGNED

Commissioner.

Memo. 94.

COPY.

Muskogee, Indian Territory, September 29, 19 05

Guy P. Cobb,

Attorney at Law,

Ardmore, Indian Territory.

Dear Sir:

You are hereby advised that on September 28, 1905, the Commissioner to the Five Civilized Tribes issued an order holding that application was made for the enrollment of Pearl Roff as a citizen by intermarriage of the Choctaw Nation within the time limited by the Act of Congress approved July 1, 1902 (32 Stat., 641), and that said application should now be determined on the merits.

You are further advised that before said application can be finally determined it will be necessary for you to file with this office evidence of divorce between Andrew V. Roff and his former wife Agnes V. Clary, who, it appears from the testimony on file, was living at the time of the marriage of the applicant to the said Andrew V. Roff.

Respectfully,

Commissioner.

Memo. 94.

COPY.

Muskogee, Indian Territory, September 29, 1905

Mansfield, McMurray & Cornish,

Attorneys for Choctaw and Chickasaw Nations,

South McAlester, Indian Territory.

Gentlemen:

You are hereby advised that on September 28, 1905, the Commissioner to the Five Civilized Tribes issued an order holding that application was made for the enrollment of Pearl Roff as a citizen by intermarriage of the Choctaw Nation within the time limited by the Act of Congress approved July 1, 1902 (32 Stat., 641), and that said application should now be determined on the merits.

Respectfully,

SIGNED Tams Bixby

Commissioner.

MARRIAGE LICENSE

[redacted]

UNITED STATES OF AMERICA,
INDIAN TERRITORY, } ss:
Southern District.

To Any Person Authorized by Law to Solemnize Marriage--Greeting:

YOU ARE HEREBY COMMANDED

To solemnize the Rite and publish the Banns of Matrimony between Mr. A. V. Roff, of Wayne, in the Indian Territory, aged 27 years, and Miss Pearl Moore, of Roff, in the Indian Territory, aged 18 years, according to law; and do you officially sign and return this License to the parties therein named.

Witness *My hand and official Seal, this 16th day of April, A. D. 1900.*

CHAS. M. CAMPBELL,
Clerk of the United States Court.

By J. T. Fleming, Deputy.

Certificate of Marriage.

UNITED STATES OF AMERICA,
INDIAN TERRITORY, } ss:
SOUTHERN DISTRICT.

I, N. B. Butler a Minister of the Gospel do hereby certify, that on the 17 day of April, A. D. 1900, I did duly and according to law, as commanded in the foregoing License, solemnize the Rite and publish the Banns of Matrimony between the parties therein named.

WITNESS my hand, this 18 day of April, A. D. 1900.

My credentials are recorded in the office of the Clerk of the United States Court, Indian Territory, Southern District, at Ardmore, Book A, Page 154.

(NOTE.—The person officiating should fill in the spaces for book and page, and sign here.)

N B Butler
a Minister

NOTE (a)—This License and Certificate of Marriage must be returned to the office of the Clerk of the United States Court in the Indian Territory, at Ardmore, within sixty days from the date thereof, or the party to whom the License was issued will be liable in the amount of One Hundred Dollars ($100.)

NOTE (b)—No person is authorized to perform the Marriage Ceremony in the Southern District, unless the proper credentials have first been recorded in the Clerk's office.

#900

Certificate of Record of Marriage.

UNITED STATES OF AMERICA,
INDIAN TERRITORY,
SOUTHERN DISTRICT. } *sct.*

I, C. M. CAMPBELL, Clerk of the United States Court in the Territory and District aforesaid. DO HEREBY CERTIFY, that the License for, and Certificate of Marriage of Mr. A. V. Rolf and M Pearl Moore, were filed in my office in said Territory and District the 24 day of April A. D 1900, and duly recorded in Book 20 of Marriage Record. Page 348

WITNESS my hand and Seal of said Court, at Ardmore, this 24 day of April A. D. 1900.

C. M. Campbell
CLERK.

C. M. CAMPBELL, Clerk.

Return this License to the United States Clerk at Ardmore, that it may be recorded, when it will be mailed to the proper address.

ARDMORE ITEM JOB PRINT, ARDMORE, I. T.

Return to Ardmore

DEPARTMENT OF THE INTERIOR,
COMMISSION TO THE FIVE CIVILIZED TRIBES.
FILED
OCT 3 1901
ACTING CHAIRMAN.

CHOCTAW.
57

PARTMENT OF THE INTERIOR.
SSION TO THE FIVE CIVILIZED TRIBES.
FILED
OCT 11 1905

Form No. 613.

DECREE OF DIVORCE.

3176

Agnes V. Roff, *Plaintiff,*

vs.

Andrew V. Roff, *Defendant.*

} No. 3176

Now on this 26th day of April, 1897, this cause comes on to be heard upon the report of the Master in Chancery, filed herein, which said report is by the Court confirmed and approved, and exhibits filed therewith; and the plaintiff appearing by her attorney, Furman, Herbert & Hill, and it appearing that the defendant had been legally summoned and failed to appear and make answer; and it appearing from said Master's report that the allegations in the plaintiff's complaint are true, and the Court being fully advised in the premises:

It is therefore ordered, adjudged and decreed, That the Bonds of Matrimony existing between the Plaintiff and the Defendant be, and the same are hereby, set aside and held for naught.

It is further ordered adjudged and decreed by the Court that the plaintiff Agnes V. Roff, do have and recover of the defendant, Andrew V. Roff, all costs in this behalf expended, and incurred, for which let execution issue.

United States of America,
INDIAN TERRITORY,
SOUTHERN DISTRICT. } ss:

I, C. M. CAMPBELL, Clerk of the United States Court for the Southern District of the Indian Territory, do hereby certify that the above and foregoing is a true and correct copy of the original decree as appears from the records of this Court.

WITNESS my hand and seal of office, at Ardmore, this the 6th day of October, 1905.

C. M. Campbell,
Clerk U. S. Court, Southern District, Indian Territory.

By W. S. Crockett *Deputy Clerk.*

7-39.

DEPARTMENT OF THE INTERIOR,
COMMISSIONER TO THE FIVE CIVILIZED TRIBES.

In the matter of the application for the enrollment of Pearl Roff as a citizen by intermarriage of the Choctaw Nation.

--DECISION.--

It appears from the record herein that the application for the enrollment of Pearl Roff as a citizen by intermarriage of the Choctaw Nation was duly made to the Commission to the Five Civilized Tribes within the time limited by the provisions of the Act of Congress approved July 1, 1902 (32 Stats., 641).

It further appears from the record herein that on April 17, 1900, the applicant, Pearl Roff, was lawfully married to Andrew V. Roff, a recognized and enrolled citizen by blood of the Choctaw Nation, whose name appears as No. 70 upon the lists prepared by the Commission to the Five Civilized Tribes under the provisions of the Act of Congress approved July 1, 1902 (32 Stats., 641), of persons entitled to enrollment as citizens by blood of the Choctaw Nation, and approved by the Secretary of the Interior December 12, 1902; that at the time of said marriage, both persons above mentioned were residents in good faith of the Chickasaw Nation, and that they lived together continuously as husband and wife in said nation from the date of their marriage up to and including September 25, 1902.

I am therefore of opinion that, following the ruling of the Department in the case of Ella Jones (I.T.D. 6818-1904), Pearl Roff should be enrolled as a citizen by intermarriage of the Choctaw Nation in accordance with the provisions of the Acts of Congress approved June 28, 1898 (30 Stats., 495), and July 1, 1902 (32 Stats., 641), and it is so ordered.

Commissioner.

Muskogee, Indian Territory,

NOV 4 - 1905

COPY.

7-39

Muskogee, Indian Territory, November 4, 1905.

Pearl Roff,

Lula, Indian Territory,

Dear Madam:

Inclosed herewith you will find a copy of the decision of the Commissioner to the Five Civilized Tribes, rendered November 4, 1905, granting your application for enrollment as a citizen by intermarriage of the Choctaw Nation.

The attorneys for the Choctaw and Chickasaw Nations have been furnished a copy of this decision and have been allowed fifteen days from the date of this notice within which to file protest against your enrollment. If at the expiration of that time no protest has been filed, your name will be placed upon the final roll of citizens by intermarriage of the Choctaw Nation to be submitted to the Secretary of the Interior for his approval.

Respectfully,

Commissioner.

Registered.

Incl.7-39.

COPY.

7-39

Muskogee, Indian Territory, November 4, 1905.

Guy P. Cobb,

Attorney at Law,

Ardmore, Indian Territory,

Dear Sir:

You are hereby notified that the Commissioner to the Five Civilized Tribes, on November 4, 1905, rendered his decision granting the application for the enrollment of Pearl Roff as a citizen by intermarriage of the Choctaw Nation.

The attorneys for the Choctaw and Chickasaw Nations have been furnished a copy of this decision and have been allowed fifteen days from the date of this notice within which to file protest against her enrollment. If at the expiration of that time no protest has been filed, her name will be placed upon the final roll of citizens by intermarriage of the Choctaw Nation to be submitted to the Secretary of the Interior for his approval.

Respectfully,

Registered. Commissioner.

7-39

Muskogee, Indian Territory, November 4, 1905.

Mansfield, McMurray & Cornish,

Attorneys for Choctaw and Chickasaw Nations,

South McAlester, Indian Territory.

Gentlemen:

Inclosed herewith you will find a copy of the decision of the Commissioner to the Five Civilized Tribes, rendered November 4, 1905, granting the application for the enrollment of Pearl Roff as a citizen by intermarriage of the Choctaw Nation.

You are hereby advised that you will be allowed fifteen days from the date of this notice within which to file protest against the enrollment of this applicant. If at the expiration of said time no protest has been filed, her name will be placed upon the final roll of citizens by intermarriage of the Choctaw Nation to be submitted to the Secretary of the Interior for his approval.

Respectfully,

Registered. Commissioner.

Incl. 7-39

See 7-2536 for registry receipt for this letter.

CHOCTAW 20 INDEXED

IN RE

Application for Enrollment of

INFANT CHILD

Ada Estelle Roff

as a citizen of

Choctaw Nation.

Approved, OCT 3 1901, 190

Commissioner.

DEPARTMENT OF THE INTERIOR,
COMMISSION TO THE FIVE CIVILIZED TRIBES.
FILED
OCT 3 1901

Enc n ACTING CHAIRMAN.

CHOCTAW.

59

BIRTH AFFIDAVIT. 20 M

DEPARTMENT OF THE INTERIOR,

COMMISSION TO THE FIVE CIVILIZED TRIBES.

IN RE Application for Enrollment, as a citizen of the Choctaw Nation, of Celes Estelle Roff (Here insert name of child), born on the 23rd day of Aug, 1901

Name of Father: Andy V. Roff, a citizen of the Choctaw Nation.

Name of Mother: Pearl Roff, a citizen of the U.S. ~~Nation~~

Post-office, Roff Ind Ter

AFFIDAVIT OF MOTHER.

UNITED STATES OF AMERICA, ~~INDIAN TERRITORY~~, Sanction District.

I, Pearl Roff, on oath state that I am 16, years of age and a citizen, by Marriage, of the Choctaw Nation; that I am the lawful wife of Andy V. Roff, who is a citizen, by Blood, of the Choctaw Nation, that a Female (male or female) child was born to me on the 23 day of August, 1901, that said child has been named Celes Estelle Roff, and is now living.

Pearl Roff

WITNESSES TO MARK

(Must be Two Witnesses)

Subscribed and sworn to before me this 29th *day of* August 1901.

O. C. King Jr
NOTARY PUBLIC.

AFFIDAVIT OF ATTENDING PHYSICIAN, OR MIDWIFE.

UNITED STATES OF AMERICA, INDIAN TERRITORY, ... District.

I, B. W. Driver, a Physician, on oath state that I attended on Mrs. Pearl Roff, wife of A. V. Roff, on the 23 day of Aug, 1901, that there was born to her on said date a Female (male or female) child; that said child is now living and is said to have been named Celes Estelle Roff.

B. W. Driver M.D.

WITNESSES TO MARK:

(Must be Two Witnesses)

Subscribed and sworn to before me this 31st *day of* August 1901.

O. C. King Jr
NOTARY PUBLIC.

7-39 .

Muskogee, Indian Territory, May 3, 1906.

D. Allen,

Lula, Indian Territory.

Dear Sir:

Receipt is hereby acknowledged of your letter without date, enclosing the affidavits of Pearl Roff and Pennie Moore to the birth of Joseph David Roff, son of Andrew V. and Pearl Roff, September 22, 1903, and the same have been filed with our records in the matter of the enrollment of said child.

Receipt is also acknowledged of the commission from the United States Court for the Central District of the Indian Territory, appointing Douglas Allen as Notary Public for said district and territory, and the same is returned you herewith.

There is enclosed herewith a blank for the enrollment of an infant child which you should have executed in behalf of Joseph David Roff, affixing thereto your seal, as this is one of the requirements of the Commission.

Respectfully,

B.C.
DeB--1/3.

Chairman.

7--39.

Muskogee, Indian Territory, May 15, 1906.

D. Allen,

Lula, Indian Territory.

Dear Sir:

Receipt is hereby acknowledged of your letter of May 6, referring to the affidavits of Pearl Roff and Penny Moore to the birth of Joseph David Roff, son of Andrew V. and Pearl Roff, and stating that you have no seal and for this reason forwarded your commission as a Notary Public. You state that if it is necessary that a seal be attached to these affidavits, that the affidavits to the birth of this child will have to be executed before another notary, and you ask to be advised relative to the matter.

In reply to your letter you are informed that the rules of the Commission require that notaries, before whom affidavits to the birth of infant children are executed, must attach their seals thereto, and if you have no seal the affidavits to the birth of Joseph David Roff should be executed before another notary.

The communication of the Commission enclosed with your letter is herewith returned.

Respectfully,

DeB--1/15.

Chairman.

Choctaw 39

Muskogee, Indian Territory, October 2, 1905.

Chief Clerk,

Choctaw Land Office,

Atoka, Indian Territory,

Dear Sir:

For your information there is inclosed herewith copy of name and information placed on Choctaw roll card Number 39, Andrew V. Roff, et al.

You will therefore make duplicate Choctaw card of this number in your possession conform to the information thereon and add the name of this person to your list of undetermined applicants for enrollment in the Choctaw Nation.

Respectfully,

Commissioner.

AB 5-2

Choctaw 39

Muskogee, Indian Territory, October 2, 1905.

Chief Clerk,

Chickasaw Land Office,

Ardmore, Indian Territory,

Dear Sir:

For your information there is inclosed herewith copy of name and information placed on Choctaw roll card Number 39, Andrew V. Roff, et al.

You will therefore make duplicate Choctaw card of this number in your possession conform to the information thereon and add the name of this person to your list of undetermined applicants for enrollment in the Choctaw Nation.

Respectfully,

Commissioner.

AR 6-2

Choctaw 39

Muskogee, Indian Territory, October 11, 1905.

Guy P. Cobb,

Attorney at Law,

Ardmore, Indian Territory,

Dear Sir:

Receipt is hereby acknowledged of your letter of October 9 inclosing certified copy of decree of divorce between Agnes V. Roff and Andrew V. Roff, which you offer in support of the application of Pearl Poff for enrollment as an intermarried citizen of the Choctaw Nation, and the same has been filed with the record in this case.

Respectfully,

Commissioner.

7-39

Muskogee, Indian Territory, May 26, 1906.

Andrew V. Roff,

Tupelo, Indian Territory,

Dear Sir:

Receipt is hereby acknowledged of the affidavit of Pearl Roff and Pennie Moore to the birth of Della May Roff, child of Andrew V. and Pearl Roff, July 7, 1905, and the same have been filed with the records of this office as an application for the enrollment of said child.

Respectfully,

Acting Commissioner.

40 William D. Roff Granted Choc

Joe Roff Transferred from Choctaw D #15 10-31-04

COMMISSION TO THE FIVE CIVILIZED TRIBES.

-----:o:-----

In the matter of the application of Joseph T. Reff for enrollment as a citizen of the Choctaw Nation.

-----:o:-----

C. L. Herbert, Esq., Attorney for the applicant.

-----:o:-----

Ardmore, Indian Territory, November 28th, A. D., 1898.

-----:o:-----

Joseph T. Reff, being duly sworn by Commissioner T. B. Needles, on his oath, testified on behalf of the applicant as follows:

Direct Examination by Mr. Herbert:

(By Mr. Herbert) I want to offer his marriage certificate, showing that he was married February 9th,1871, showing that he was married to a Choctaw woman in 1871.

(Marriage certificate, above offered in evidence, is marked Exhibit A., and attached to Choctaw Card D.18)

Q (By Mr. Bixby) How many times have you been married? A. I have been married three times.

Q How old are you? A. Fifty years old.

Choctaw D-15.

Muskogee, Indian Territory, February 25, 1902.

Joe. [illegible],

[illegible], Indian Territory,

Dear Sir:-

You are hereby notified that the application of yourself for enrollment as a citizen of the Choctaw Nation will be [illegible] by the Commission to the Five Civilized Tribes for final consideration at its office in Muskogee, Indian Territory, on the 1st. day of April, 1902.

At that date, you may, if you desire, appear before the Commission in person or by attorney, when an opportunity will be given you to introduce any additional testimony affecting said application.

You are further notified that the representatives of the Choctaw Nation will also at the same time be accorded an opportunity to introduce testimony affecting your right to enrollment, but said representatives will be required to notify you of their intention to introduce such testimony before they will be permitted to do so.

The Commission to the Five Civilized Tribes.

T. B. Needles.

Commissioner in Charge.

Register.

Department of the Interior.
Commission to the Five Civilized Tribes.
Muskogee, Indian Territory, April 1, 1902.

Joe Roff	
vs.	D-15.
The Choctaw Nation.	

In the matter of the application of Joe Roff for the enrollment of himself as a citizen by inter-marriage of the Choctaw Nation.

On February 15, 1902, the applicant was notified by registered mail that his application for enrollment as an inter-married citizen of the Choctaw Nation would be taken up by the Commission to the Five Civilized Tribes, at its office in Muskogee, Indian Territory, on the 1st day of April, 1902, for final consideration.

Now, on this 1st day of April, 1902, this cause coming on to be hears, pursuant to said notice, the said Choctaw Nation failed to appear, and the applicant, being called, failed to appear either in person or by attorney.

Hal Belford, being first duly sworn, upon his oath states that as stenographer to the Commission to the Five Civilized Tribes he reported in full all the proceedings in the above entitled cause on April 1, 1902, and that the above and foregoing is a full, true and correct transcript of his stenographic notes in said cause on the said day of April, 1902.

Hal Belford

Subscribed and sworn to before me this 2 day of April, 1902.

Ermine Tullwood

Notary Public.

Choctaw, D. 15.

Department of the Interior.
Commission to the Five Civilized Tribes.
Ada, I. T., November 13, 1902.

In the matter of the application for enrollment as a cit i-zen by intermarriage of the Choctaw Nation of Joe Roff.

Joe Roff being duly sworn testifies as follows:

Examination by the Commission.

Q What is your name? A Joe Roff.
Q How old are you? A Fifty-four.
Q What is your post office address? A Roff.
Q How long have you resided in the Chickasaw Nation? A 31 years.
Q Lived here continuously for the past 31 years? A Yes sir.
Q You are an applicant for enrollment as an intermarried citizen of the Choctaw Nation? A Yes sir.
Q What is the name of your Indian wife through whom you claim citizenship? A David Ann Walls.
Q Is she a recognized and enrolled citizen of the Choctaw Nation? A Yes sir, I suppose she was; that was before they made any of these new rolls.
Q Were her rights ever questioned? A No sir.
Q When were you married to David Ann Walls? A In '71, the 9th of February I think.
Q Where was this marriage ceremony performed? A In the territory about 12 miles north of Gainesville.
Q In the Choctaw Nation? A No sir, Chickasaw Nation.
Q At that time were both you and she residents of the Chickasaw Nation? A Yes sir.
Q Who performed that marriage ceremony? A ParsonBarrett.
Q Did you obtain a license? A No sir, couldn't get any in this country then.
Q Could not obtain an Indian license at that time? A No sir, no marriage law here; the only way they married was to get a minister or the county judge, and get a certificate, and have the certificate recorded.
Q Were you ever married before your marriage to David Ann Walls? A No sir.
Q Was she ever married before her marriage to you? A No sir.
Q How long did you live with her? A 11 years, from '71 until '83, 12 years.
Q Until her death? A Yes sir.
Q Lived together continuously as husband and wife? A Yes sir.
Q Did you afterwards marry again? A Yes sir.
Q What is the name of your second wife? A Lillie Brawly.
Q When did you marry her? A 1886.
Q Was she a whitewoman? A Yes sir.
Q How long did you live with her? A Two years.
Q Until her death? A We separated; she left, then I got a divorce.

Q Did you remarry after that? A Yes sir.
Q What is the name of your third wife? A Mary McGallion.
Q Wehen did you marry her? A In '91.
Q She was a white woman? A Yes sir.
Q How long did you live with her? A I am living with her yet, 11 years.
Q Are you at present a bona fide resident of the Chickasaw Nation, A Yes sir, live at Roff; been there about 21 years.

W. H. Martin being duly sworn on oath states that as stenographer to the Commission to the Five Civilized Tribes he recorded in full the above proceedings at Ada, I. T., on the 18th day of November, 1902, and that the within and foregoing is a full, true, and correct transcript of his stenographic notes in the same.

W H Martin

Subscribed and sworn to before me this 25 day of November, 1902.

Charles McLaughlin
Notary Public.

Chickasaw Nation
Pickens Co.

Feb 9th 1871 This to certify that I joined as husband and wife J. T. Roff. and Davia, Anna, Walls.

Thos Barrett
Minister of the Chartean Church

Attest
Wm P. Worthington, Clk,

I Thos Pratt Clerk of the County Court of Pickens Co C.N. The same being a court of Record, do hereby certify that the above is a true and correct copy of the original now on Record on Page 68 Vol I of Marriage Records for Pickens Co, C.N.

Thos Pratt
Clk

Ex A 1986 [illegible]

-D-1.

DEPARTMENT OF THE INTERIOR.
COMMISSION TO THE FIVE CIVILIZED TRIBES.

In the matter of the application of Joe Roff for enrollment as a citizen by intermarriage of the Choctaw Nation.

--: O P I N I O N :--

It appears from the record herein that the applicant, Joe Roff, on February 9, 1871, was married to David Anna Roff (nee Mills), a recognized citizen by blood of the Choctaw Nation, whose children by said marriage, Andrew V. Roff and William D. Roff are identified, numbers 70 and 72 respectively, upon the roll prepared by this Commission under the act of Congress approved Jul. 1, 1902 (32 Stat., 641), of persons entitled to enrollment as citizens by blood of the Choctaw Nation and approved by the Secretary of the Interior, December 13, 1902; that at the time of said marriage both the applicant and his said wife were residents in good faith of the Chickasaw Nation, and lived together in said Nation as husband and wife until the death of said David Anna Roff in the year 1883; that in the year 1888 the applicant was married to Lillie Brawley, from who he was afterwards divorced, and in the year 1891 was married to Mary McGallion, neither of whom had any rights of Choctaw citizenship by blood. The name of the applicant (as Joe B. Roff) appears on the 1896 Choctaw Census Roll, Chickasaw District, number 14012, as a citizen by intermarriage of the Choctaw Nation.

It further appears that the applicant herein was a resident in good faith of the Chickasaw Nation from the time of his marriage February 9, 1871, up to and including September 25, 1902.

It is, therefore, the opinion of this Commission that Joe Roff should be enrolled as a citizen by intermarriage of

the Choctaw Nation in accordance with the provisions of the acts of Congress approved June 28, 1898 (30 Stat., 495) and July 1, 1902 (32 Stat., 641), and it is so ordered.

COMMISSION TO THE FIVE CIVILIZED TRIBES.

Chairman.

Commissioner.

C. R. Breckinridge.
Commissioner.

Muskogee, Indian Territory.

OCT 15 1904

7-D-15.

Muskogee, Indian Territory, October 15, 1904.

COPY.

Joe Roff,

Tishomingo, Indian Territory.

Dear Sir:

Enclosed herewith you will find a copy of the decision of the Commission to the Five Civilized Tribes, rendered October 15, 1904, granting your application for enrollment as a citizen by intermarriage of the Choctaw Nation.

The attorneys for the Choctaw and Chickasaw Nations have been furnished a copy of this decision and have been allowed fifteen days from the date of this notice within which to file protest against the action of the Commission in enrolling you as a citizen of the Choctaw Nation. If at the expiration of that time no protest has been filed, your name will be placed upon the final rolls of the citizens of the Choctaw Nation to be submitted to the Secretary of the Interior for his approval.

Respectfully,

Tams Bixby.

Chairman.

Registered.

Encl. 7-D-15.

7-D-15.

Muskogee, Indian Territory, October 15, 1904.

Mansfield, McMurray & Cornish,

Attorneys for Choctaw and Chickasaw Nations,

South McAlester, Indian Territory.

Gentlemen:

Enclosed herewith you will find a copy of the decision of this Commission, rendered October 15, 1904, granting the application for the enrollment of Roff as a citizen by intermarriage of the Choctaw Nation.

You are hereby notified that you will be allowed fifteen days from the date of this notice within which to file protest against the action of the Commission in enrolling said applicant as a citizen of the Choctaw Nation. If at the expiration of said time no protest has been filed, his name will be placed upon the final rolls of the citizens of the Choctaw Nation to be submitted to the Secretary of the Interior for his approval.

Respectfully,

Tams Bixby.

Registered.

Encl. 7-D-15.

Chairman.

Muskogee, Indian Territory,
August, 18th 1900,

Joe Roff,
Roff, Indian Territory,
Dear Sir,-

You are hereby notified that the Choctaw Nation through its attorneys, Messrs McKennon, Mansfield, McMurray & Cornish, has filed with this Commission a noticie of protest to your enrollment as a citizen of the Choctaw Nation.

The Commission, commencing December, 3rd, 1900, hold a session at Atoka, Indian Territory. At that time both you and the Choctaw Nation will be permitted to offer additional testimony and written arguments in this case, and this hearing will be final.

Yours truly,

Acting Chairman.

7-D-15.

Muskogee, Indian Territory, September 7,1900.

L. P. Hudson,

Care Hudson & Arnold, Attorneys at Law,

Ardmore, Indian Territory.

Dear Sir:

The Commission is in receipt of your letter of the 30th of August enclosing authority from Joseph Roff, to act as his attorney in the matter of the protest filed by the attorneys of the Choctaw Nation against his enrollment as a member of the Choctaw tribe of Indians.

You desire to be furnished with a copy of the said protest and if the Commission cannot furnish you with a copy of the same, that you be informed as to the grounds upon which said protest has been made. You are informed that the Commission cannot at this time comply with your request for the reason that so far the Commission has only been furnished with a list of persons in the Choctaw Nation against whose enrollment the Nation has made an objection. In justice to these parties the Commission has informed each one of them that such a protest has been filed and has also required of the attorneys for the Choctaw Nation that they prior to October 31, 1900, serve upon each of the said parties whose rights to enrollment they have protested, a notice stating therein the grounds upon which such objection is made. The Commission has not set any special day for the hearing of any special cases but beginning December 3rd the Commission will endeavor to dispose of as many of these cases each day as possible and all parties interested who desire to appear

L P. H. 2.

before the Commission should be ready to make their appearance at that date. At this session of the Commission there will be heard such oral testimony as either the applicants or the Nation may desire to present and the Commission will also receive for its consideration written briefs or arguments submitted by either party in support of their application.

Yours truly,

Acting Chairman.

In reply please
refer to 7-D-15

DEPARTMENT OF THE INTERIOR,
COMMISSION TO THE FIVE CIVILIZED TRIBES.
FILED
SEP 7 1900

[signature], Chairman.

I hereby constitute and appoint L. P. Hudson of Ardmore I.T. my attorney, to appear for me and represent me in the case of the Choctaw nation vs Joseph Roff. Wherein the Choctaw nation by its attorneys McKinnon Mansfield McMurray and Cornish have filed a protest against my enrollment as a member of said tribe

In pursuance with the above authority I hereby enter my appearance for the Deft in the above entitled action. My Post Office address is Ardmore I.T. Please notify me of any action taken therein

L. P. Hudson
atty for Deft

7-40

Muskogee, Indian Territory, June 9, 1906.

William D. Roff,

[illegible] Roff, Indian Territory.

Dear Sir:

Receipt is hereby acknowledged of your letter of May 31, 1906, in which you state that the evidence of your marriage to your wife Dottie Roff was filed in her application for enrollment as an intermarried citizen of the Choctaw Nation which was made June 14, 1905.

In reply to your letter you are advised that the evidence of your marriage to Dottie Roff is filed with the record in her case and it will not be necessary for you to forward further evidence relative to your marriage in the matter of the enrollment of your child Stanley Ray Roff.

Respectfully,

Commissioner.

EMPTY

42 Henry C. James et al Granted Choc

See Chickasaw # 247
See Choctaw D # 835

DEPARTMENT OF THE INTERIOR,
COMMISSION TO THE FIVE CIVILIZED TRIBES.

-----:O:-----

The record in the matter of the application for the enrollment as a citizen by intermarriage of the Choctaw Nation of---

ORLENER JAMES---------- ---- 7 D-835.

Choctaw
Original

Department of the Interior.
Commission to the Five Civilized Tribes.
Atoka, I. T., November 21st, 1902.

--------oOo---------

In the matter of the application of Orlener James for enrollment as an intermarried citizen of the Choctaw Nation.

Orlener James being first duly sworn testified as follows:

Examination by the Commission:

Q What is your name? A Orlener James.
Q How old are you? A Thirty-six.
Q What is your post office address? A Lehigh.
Q How long have you lived in the Choctaw Nation? A About thirteen years.
Q Lived here continuously for that length of time? A Yes sir.
Q Never have made your home anywhere else during that time?
A Lived in the Territory that long; in the Chickasaw, Cherokee and Choctaw; been in the Territory that long.
Q What is your father's name? A J. W. Collins.
Q White man? A Yes sir.
Q Living? A Yes sir.
Q Mother's name? A Nancy Collins.
Q Living? A Dead.
Q White woman? A Yes sir.
Q Either of your parents ever been recognized in any manner as citizens by blood of any tribe of Indians? A No sir.
Q Do you claim to be an intermarried citizen of the Choctaw Nation? A Yes sir.
Q What is the name of your Choctaw husband? A H. C. James.
Q Henry C. James? A Yes sir.
Q Is he a recognized citizen by blood of the Choctaw Nation?
A Yes sir.
Q Has his rights ever been questioned by the tribal authorities?
A No sir.
Q When were you married to him? A Two years ago.
Q What date? A I forgot.
Q Was you ever married before you was married to Henry C. James?
A Yes sir.
Q How many times? A One time.
Q To whom? A Breeden.
Q Who was he, a white man? A Yes sir.
Q Was he dead when you married this man? A Yes sir.
Q Was Henry C. James ever married before he married you?
A Yes sir.
Q To whom? A A Chickasaw woman.
Q Was that the only time he was ever married? A Yes sir.
Q Was she dead when he married you? A Yes sir.

Q Where was you married to Henry C. James? A Here at Atoka.
Q Who married you? A The old preacher, Parson Hogg.
Q Got a marriage certificate? A Yes sir.
Q Were you living in the Choctaw Nation when you married this man?
A Yes sir.
Q Have you lived with him continuously since this marriage?
A Yes sir.
Q Been no separation, desertion or divorce? A No sir.
Q Got any children? A No sir.

- - - - - - - - - - - - - - - - - -

Albert G. McMillan being first duly sworn states that as stenographer to the Commission to the Five Civilized Tribes he reported the proceedings had in the above entitled cause on the 21st day of November, 1902, and that the above and foregoing is a full, true and correct transcript of his stenographic notestaken in said cause on said date.

Albert G. McMillan

Subscribed and sworn to before me this28th day of November, 1902.

H. C. Riston

Notary Public.

This Certifies That the within certificate duly Recorded in my office in Book No 1 of Aloka Co Records Page 183

R M Harrison
County Clerk
Aloka County Okla

DEPARTMENT OF THE INTERIOR,
COMMISSION TO THE FIVE CIVILIZED TRIBES.
FILED
NOV 28 1902

THIS CERTIFIES

THAT

Mr Henry C. James

AND

Mrs Melissa Orlener Breeding

Were by me united in

MARRIAGE

at A-to-ka- Choctaw Nation Indian Terry according to the Laws of the Indian Territory. on the

Fifth day of December 1900

J. S. Murrow

Missionary

Indian Territory)
) ss
Central District)

BE IT REMEMBERED that on this the 8th day of December, 1905, personally appeared before me, Dwight Brown, a Notary Public within and for the Central District of the Indian Territory, Henry C.James, to me personally well known, who being by me first duly sworn as the law directs, on his oath states:

My name is Henry C.James, I am sixty years old, my postoffice is Lehigh, Indian Territory. I am a citizen by blood of the C Choctaw Nation, and am the husband of Orlener James, having been married to her on the 8th day of December, 1900. I was born in Boctole County Choctaw Nation, close to Lukfata in the vicinity of Wheelock Academy, and have resided in the Choctaw Nation continuously since my birth. For the past 15 years I have been residing about two and one-half miles west of Lehigh in the Choctaw Nation, and was residing there when I was married to Orlener Breeding, now my wife. We were married under a Choctaw license customs by the Rev Murrow of Atoka, and my license is recorded in the Orrice of the Atoka County Clerk. I have been a bona fide resident of the Indian Territory all of my life.

H. C. James

Subscribed and sworn to before me this the 8th day of Dec.1905.

Dwight Brown
Notary Public.

emmc R
Ab

7 D-835.

DEPARTMENT OF THE INTERIOR,
COMMISSION TO THE FIVE CIVILIZED TRIBES.

------:0:------

In the matter of the application for the enrollment of Orlener James as a citizen by intermarriage of the Choctaw Nation.

- D E C I S I O N -

It appears from the record herein that the applicant, Orlener James (formerly Breeden), was lawfully married, on December 5, 1900, to Henry C. James, a recognized and enrolled citizen by blood of the Choctaw Nation, whose name appears as number 74 upon the lists prepared by this Commission, under the act of Congress approved July 1, 1902 (32 Stat., 641), of persons entitled to enrollment as citizens by blood of the Choctaw Nation, and approved by the Secretary of the Interior on December 12, 1902; that at the time of said marriage both parties above mentioned were residents in good faith of the Choctaw Nation and that they have continued to live together in said Nation as husband and wife from the date of their said marriage up to and including September 25, 1902.

It is, therefore, the opinion of this Commission that Orlener James should be enrolled as a citizen by intermarriage of the Choctaw Nation, under the provisions of the acts of Congress approved June 28, 1898 (30 Stat., 495) and July 1, 1902 (32 Stat., 641), and it is so ordered.

COMMISSION TO THE FIVE CIVILIZED TRIBES,

Chairman.

Commissioner.

C. R. Breckinridge
Commissioner.

W E Stanley
Commissioner.

Muskogee, Indian Territory,
MAR 15 1904

Choctaw I-835

Muskogee, Indian Territory, March 19, 1904.

Orlena James,

Lehigh, Indian Territory.

Dear Madam:

Inclosed herewith you will find a copy of the decision of the Commission to the Five Civilized Tribes, rendered March 18, 1904, granting your application for enrollment as a citizen by intermarriage of the Choctaw Nation.

The attorneys for the Choctaw and Chickasaw Nations have been furnished a copy of said decision and have been allowed fifteen days from the date of this notice in which to file protest against the action of the Commission in enrolling you as a citizen of the Choctaw Nation. If at the expiration of that time no protest has been filed, your name will be placed upon the final rolls of the citizens of the Choctaw Nation to be submitted to the Secretary of the Interior for his approval.

Respectfully,

(SIGNED)

Commissioner in Charge.

Registered.
Enc Choctaw D-835

7-1-835

Muskogee, Indian Territory, March 29, 1904.

Mansfield, McMurray & Cornish,

Attorneys for the Choctaw and Chickasaw Nations,

South McAlester, Indian Territory.

Gentlemen:

Inclosed herewith you will find a copy of the decision of the Commission, rendered March 15, 1904, granting the application of Orlener James for enrollment as a citizen by intermarriage of the Choctaw Nation.

You are hereby advised that you will be allowed fifteen days from the date of this notice in which to file protest against the action of the Commission in enrolling said Orlener James as a citizen of the Choctaw Nation. If at the expiration of that time no protest has been filed, her name will be placed upon the final rolls of the citizens of the Choctaw Nation to be submitted to the Secretary of the Interior for his approval.

Respectfully,

Commissioner in Charge.

Registered
Enc Choctaw D-835

43 marmaduke v. moran et al granted choc

UNITED STATES OF AMERICA, INDIAN TERRITORY, CHOCTAW NATION.

Before the Commission to the Five Tribes, In matter of the enrollment of Maud B. Simms (nee Moran) of Hunton ....I.T. as members of the Choctaw Nation by blood.

AFFIDAVIT.

S. J. Adare having been first duly sworn on his oath deposes and states that he is a white person over the age of 58 years, that he resides Hunton in the County of Hays, in the state of Texas,

That he was personally and well acquainted with Marmaduke Y. Moran, who lived in Hays County Texas, in the year 1882., and for some years previous, and afterward moved to the Indian Territory,

That he was acquainted with his family, and lived two miles from them at their said place of residence, which was near the town of Wimberley, Tex.,

That said Marmaduke Y.Moran had a daughter born to him by his wife while living at said place On the 3d day of July, 1882., that said daughter was named Maude B. Moran that her father and his family including said daughter continued to reside in Hays County, Texas., for about 11 years after said daughter was born.

Said family always asserted that they were Choctaw Indians, and when the left Hays County, they moved to the Indian Territory.

S. J. Adare

STATE OF TEXAS?
SS.
COUNTY OF HAYS.

S. J. Adare having been by me first duly sworn on his oath deposes and states that the matters and facts set forth in the foregoing affidavit made and subscribed by him are true and correct of his personal knowledge that the affiant has no interest in the matters mentioned therein.

S. J. Adare

Subscribed and sworn to before me this 25 day of April. 1904.,

S. J. Pyland
Justice of the Peace, in and for 3rd Precinct, Hays County, Texas. Ex officio Notary Public

DEPARTMENT OF THE INTERIOR,
COMMISSION TO THE FIVE CIVILIZED TRIBES.
FILED
MAY 2 1904

UNITED STATES OF AMERICA, INDIAN TERRITORY, CHOCTAW NATION.

Before the Commission to the Five Tribes, In matter of the enrollment of Maude B. Moran nee Moran of Hunter .....I.T. as members of the Choctaw Nation by blood.

AFFIDAVIT.

G. W. Adare having been first duly sworn on his oath deposes and states that he is a white person over the age of 55 years, that he resides near Wimberley in the County of Hays, in the state of Texas,

That he was personally and well acquainted with Marmaduke Y. Moran, who lived in Hays County Texas, in the year 1882., and for some years previous, and afterward moved to the Indian Territory,

That he was acquainted with his family, and lived one miles from them at their said place of residence, which was near the town of Wimberley, Tex.,

That said Marmaduke Y.Moran had a daughter born to him by his wife while living at said place On the 3d ay of July, 1882., that said daughter was named Maude B. Moran/that her father and his family including said daughter continued to reside in Hays County, Texas., for about 11 years after said daughter was born.

Said family always asserted that they were Choctaw Indians, and when the left Hays County, they moved to the Indian Territory.

G. W. Adare

sTATE OF tEXAS?
SS.
COUNTY OF HAYS. G W Adare having been by me first duly sworn on her oath deposes and states that the m tters and facts set forth in the foregoing affidavit made and subscribed by her are true and correct of her personal knowledge that the affiant has no interest in the matters mentioned therein

G. W. Adare

Subscribed and sworn to before me this 25 day of April 1904.,

S. J. Pyeard
Justice of the Peace, in and for 3rd Precinct, Hays County, Texas. and Ex officio Notary Public

STATE OF TEXAS
SS.
COUNTY OF HAYS.

TO WHOM CONCERNED; This is to CERTIFY that ..... whose name appears to the ~~sim~~ affidavits hereto attached as Justice of the Peace in and for ....3rd.....Precinct, County of Hays, State of Texas., was at the time he affixed his Jurat thereto, the duly elected, qualified and acting Justice of the Peace in and for said Precinct, County and State as the same thereon appears.

In testimony whereof I herunto affix my hand and seal of office as County Clerk, of Hays County, State of Texas., this the .....25th..... day of .....April.....1904.

.....Jas G Storey.....
.....Clk Co Court.....

Of Hays County, State of Texas.

S. E. KERR
Dealer in DRUGS, CHEMICALS, OILS,
PAINTS, TOILET ARTICLES,
GLASS and QUEENSWARE.

NOTARY PUBLIC

Explanation

JESSE, I. T., Nov 14 1900

This Lady was registered
Maud Moran
Chocktaw By Blood
Daught of Mr. Y. Moran
Chocktaw By Blood

S E Kerr
Notary Public

1849

J. F. Garvin
Principal Chief
Cn.

This is to certify the foregoing is a true and correct copy from the original act of the General Council of the Choctaw Nation now on file in my office at Tuskaka Hunnie the Capitol of the Choctaw Nation. Witness my hand & the Great Seal of the Choctaw [illegible] the 9th day of Nov. AD. 1895

[illegible] Jackson
National Secretary
Choctaw Nation

Chahta Tamaha
Oct, 25 1879.

To the General Council

Your committee to whom was referred the petition of Mrs Elizebeth Moran asking that her claim to citizenship in the Choctaw Nation be established beg leave to report the following bill:

An act recognizing Mrs Elizebeth Moran and her descendants as citizens of the Choctaw Nation.

Be it enacted by the General Council of the Choctaw Nation assembled. that Elizebeth Moran nee Buck holds with nine children, ~~three of~~ three of whom are married viz: 1 Henry and Martha Moran his ~~wife and~~ four children John. Elizebeth, Sarah and infant. 2 Sarah and George Izard her husband and ~~George~~ seven children Mary Jane, Selina, Silas. Tabitha, Georgianna, Ulan and John. 3 Salina Moran. 4 Marmaduke and his wife

Catharine Noonan and four
Children John, Charley, Salina
and George, 5 Reuben Noonan,
6 Charles Noonan 7 John Noonan
8 Caroline Noonan 9 Daniel Noonan
are hereby admitted permanently
to all the rights and privileges
of Citizenship in said Nation.

Your Committee now ask to be
discharged from further consideration
of this case.

Approved this the 3 of Nov

INDEXED

CHOCTAW.

20

IN RE

Application for Enrollment of

INFANT CHILD

Wallace Simmons

as a citizen of

Choctaw ..... Nation.

Approved AUG 2 1902 ..... 190..

Commissioner.

DEPARTMENT OF THE INTERIOR,
COMMISSION TO THE FIVE CIVILIZED TRIBES.
FILED
AUG 2 1902

ACTING CHAIRMAN.

CHOCTAW.

43

BIRTH AFFIDAVIT. 20

DEPARTMENT OF THE INTERIOR,

COMMISSION TO THE FIVE CIVILIZED TRIBES.

IN RE Application for Enrollment, as a citizen of the Choctaw Nation,
of Wallace Simmons (Here insert name of child.), born on the 11th day of July, 1902.
Name of Father: A E Simmons a citizen of the United States Nation.
Name of Mother: Maud B. Simmons a citizen of the Choctaw Nation.
Post-office Hunton I T

AFFIDAVIT OF MOTHER.

UNITED STATES OF AMERICA, INDIAN TERRITORY
Southern District.

I, Maud B. Simmons, on oath state that I am 20 years of age and a citizen, by birth, of the Choctaw Nation; that I am the lawful wife of A E Simmons, who is a citizen, by Marriage, of the Choctaw Nation; that a male (male or female.) child was born to me on 11th day of July — 1902 that said child has been named Wallace Simmons, and is now living.

Maud B Simmons

WITNESSES TO MARK:

(Must be Two Witnesses.)

Subscribed and sworn to before me this 29th *day of* July — 1902

Alice Walton
NOTARY PUBLIC

AFFIDAVIT OF ATTENDING PHYSICIAN, OR MIDWIFE.

UNITED STATES OF AMERICA, INDIAN TERRITORY,
Southern District,

I, A Stephenson, a Doctor, on oath state that I attended on Mrs. Maud B Simmons, wife of A E Simmons on the 11th day of July —, 1902, that there was born to her on said date a Male (male or female) child; that said child is now living and is said to have been named Wallace Simmons.

A. Stephenson M. D.

WITNESSES TO MARK:

(Must be Two Witnesses.)

Subscribed and sworn to before me this 29th *day of* July 1902

Alice Walton
NOTARY PUBLIC

CHOCTAW.

20

IN RE

Application for Enrollment of

INFANT CHILD

Fay Simmons.

as a citizen of the

Choctaw Nation.

Approved, NOV 19 1900 190..

Commissioner.

DEPARTMENT OF THE INTERIOR,
COMMISSION TO THE FIVE CIVILIZED TRIBES.
FILED
NOV 19 1900

Acting Chairman.

CHOCTAW.

43.

DEPARTMENT OF THE INTERIOR.

COMMISSION TO THE FIVE CIVILIZED TRIBES.

IN RE Application for Enrollment, as a citizen of the Choctaw Nation,
of Fay Simmons (here insert name of child), born on the 17 day of October, 1902
Name of Father: O E Simmons, a citizen of the Choctaw Nation.
Name of Mother: Maud Simmons, a citizen of the Choctaw Nation.
Post-office, Hunton I T

AFFIDAVIT OF MOTHER.

UNITED STATES OF AMERICA, INDIAN TERRITORY.
Southern District.

I, Maud Simmons, on oath state that I am Eighteen years of age and a citizen, by Blood, of the Choctaw Nation; that I am the lawful wife of O E Simmons, who is a citizen, by Marriage, of the Choctaw Nation; that a Female (male or female) child was born to me on the 17 day of October 1902; that said child has been named Fay Simmons, and is now living.

Maud Simmons

WITNESSES TO MARK:
(Must be Two Witnesses.)
J. F. Williamson
C. F. Williams

Subscribed and sworn to before me this 14 day of November 1902.

A. E. Ster
NOTARY PUBLIC.

AFFIDAVIT OF ATTENDING PHYSICIAN, OR MIDWIFE.

UNITED STATES OF AMERICA, INDIAN TERRITORY.
Southern District.

I, A Stephenson, a Physican, on oath state that I attended on Mrs. Maud Simmons wife of O E Simmons, on the 17 day of October, 1902; that there was born to her on said date a Female (male or female) child; that said child is now living and is said to have been named Fay Simmons

A. Stephenson M. D.

WITNESSES TO MARK:
(Must be Two Witnesses.)
J. F. Williamson
C. F. Williams

Subscribed and sworn to before me this 14 day of Nov. 1902.

J. E. Ster
NOTARY PUBLIC.

D&B-33 2-4-3 INDEXED

CHOCTAW. 20

IN RE

Application for Enrollment of

INFANT CHILD

Mable Clara Nix

as a citizen of the

Choctaw Nation.

Approved, MAY 6 1901 190

Commissioner.

DEPARTMENT OF THE INTERIOR.
COMMISSION TO THE FIVE CIVILIZED TRIBES.
FILED
MAY 6 1901

ACTING CHAIRMAN

CHOCTAW.
43

Department of the Interior,

COMMISSION TO THE FIVE CIVILIZED TRIBES.

IN RE Application for Enrollment, as a citizen of the Chocktaw Nation,
of Mable Clora Nix (Here insert name of child.), born on the 10 day of March, 1901
Name of Father: N.C. Nix, a citizen of the Chocktaw Nation.
Name of Mother: Lucinda Nix, a citizen of the Chocktaw Nation.
Postoffice, Huntow I.T.

AFFIDAVIT OF MOTHER.

UNITED STATES OF AMERICA, }
INDIAN TERRITORY. }
Southern Judicial District. }

I, Lucinda Nix, on oath state that I am 17 years of age and a citizen, by Blood, of the Chocktaw Nation; that I am the lawful wife of N.C. Nix, who is a citizen, by Marriage, of the Chocktaw Nation; that a female (male or female) child was born to me on the 10 day of March, 1901; that said child has been named Mable Clara Nix, and is now living.

Lucinda Nix

WITNESSES TO MARK:
(Must be Two Witnesses) { Lillie Lane
L. L. Arraway

Subscribed and sworn to before me this 27 *day of* April 190
S E Reed
NOTARY PUBLIC.

AFFIDAVIT OF ATTENDING PHYSICIAN, OR MIDWIFE.

UNITED STATES OF AMERICA, }
INDIAN TERRITORY. }
Southern Judicial District. }

I, A Stephenson, a Phicion, on oath state that I attended on Mrs. Lucinda Nix, wife of N. C. Nix, on the 10 day of Mach, 1901; that there was born to her on said date a female (male or female) child; that said child is now living and is said to have been named Mable Clara Nix

A. Stephenson M.D.

WITNESSES TO MARK:
(Must be Two Witnesses) { Lillie Lane
L. L. Arraway

Subscribed and sworn to before me this 27 *day of* March 1901
S E Reed
NOTARY PUBLIC.

CHOCTAW.

DEPARTMENT OF THE INTERIOR,
COMMISSION TO THE FIVE CIVILIZED TRIBES.
FILED
MAY 17 1901
ACTING CHAIRMAN

CHOCTAW.
43

INDEXED

No. 662

Certificate of Record of Marriages.

UNITED STATES OF AMERICA,
THE INDIAN TERRITORY,
CENTRAL DISTRICT. } SCT.

I, E. J. FANNIN, Clerk of the United States Court in the Indian Territory and District aforesaid, do hereby CERTIFY that the License for and Certificate of the Marriage of

Mr. N O Nix and

M Judie E Moran

was filed in my office in said Territory and District the 26 day of Jany A.D. 1900 and duly recorded in Book one of Marriage Record, Page 331

WITNESS my hand and seal of said Court, at Atoka this 26 day of Jan A.D. 1900

E. J. FANNIN, Clerk.

By Don J Folsom Deputy.

CLARKE & COURTS, MFG. STATIONERS, GALVESTON. 200

MARRIAGE LICENSE.

No. [redacted]

UNITED STATES OF AMERICA,
THE INDIAN TERRITORY,
CENTRAL DISTRICT. } ss.

To Any Person Authorized by Law to Solemnize Marriage—Greeting:

You are hereby commanded to solemnize the Rite and publish the BANS OF MATRIMONY between Mr. H C Nix of Newton in the Indian Territory, aged 21 years, and Miss Ludie E Morris of Newton in the Indian Territory, aged 16 years, according to law, and do you officially sign and return this License to the parties therein named.

WITNESS My hand and official seal, this 9 day of Jany A.D. 1900

D N Robb
Deputy.

E J Gannin
Clerk of the United States Court.

CERTIFICATE OF MARRIAGE.

UNITED STATES OF AMERICA,
INDIAN TERRITORY,
CENTRAL DISTRICT. } ss.

I, John P. Dennis
a Minister of the gospel
do hereby CERTIFY, that on the 11 day of January A.D. 1900
I did duly and according to law, as commanded in the forgoing License, solemnize the Rite and publish the BANS OF MATRIMONY between the parties therein named.

Witness my hand this 11th day of January A.D. 1900

My credentials are recorded in the office of the Clerk of the United States Court in the Indian Territory, Central District, Book 04, Page 514

[redacted]

John P Dennis
a Minister

NOTE.—This License and Certificate of Marriage must be returned to the Office of the Clerk of the United States Court of the Indian Territory, from whence it was issued, within sixty days from the date thereof, or the party to whom the License was issued will be liable in the amount of One Hundred Dollars ($100.00).

Dec'r 27

No. 645

Certificate of Record of Marriages.

UNITED STATES OF AMERICA,
THE INDIAN TERRITORY,
CENTRAL DISTRICT. } SCT.

I, E. J. FANNIN, Clerk of the United States Court in the Indian Territory and District aforesaid, do hereby CERTIFY that the License for and Certificate of the Marriage of

Mr. O. Simmons and

Miss Maud B. Mann

was filed in my office in said Territory and District the 9 day of Jany A. D. 1900 and duly recorded in Book One of Marriage Record, Page 323

WITNESS my hand and seal of said Court, at Atoka this 26 day of Jany A. D. 1900

E. J. FANNIN, Clerk.

By Don J. Folsom Deputy.

CLARKE & COURTS, GEN'L STATIONERS, GALVESTON, TEX.

FILED
DEC 8 1900
COMMISSION TO FIVE TRIBES.

DEPARTMENT OF THE INTERIOR,
COMMISSION TO THE FIVE CIVILIZED TRIBES.
FILED
DEC 5 1900

ACTING CHAIRMAN.

MARRIAGE LICENSE.

No. [redacted]

UNITED STATES OF AMERICA.
THE INDIAN TERRITORY,
CENTRAL DISTRICT. } ss.

To Any Person Authorized by Law to Solemnize Marriage—Greeting:

You are hereby commanded to solemnize the Rite and publish the BANS OF MATRIMONY between Mr. A C Simmons of Newton in the Indian Territory, aged 26 years, and Miss Maud B Moran of Newton in the Indian Territory, aged 17 years, according to law, and do you officially sign and return this License to the parties therein named.

WITNESS My hand and official seal, this 26 day of Dec A.D. 1899

D N Robb
Deputy.

E J Farmer
Clerk of the United States Court.

CERTIFICATE OF MARRIAGE.

UNITED STATES OF AMERICA,
INDIAN TERRITORY,
CENTRAL DISTRICT, } ss.

I, John P. Dennis a minister of gospel

do hereby CERTIFY, that on the 27 day of December A. D. 1899 I did duly and according to law, as commanded in the foregoing License, solemnize the Rite and publish the BANS OF MATRIMONY between the parties therein named.

~~Witness my hand this~~ 27th day of Decmb A.D. 1899

My credentials are recorded in the office of the Clerk of the United States Court in the Indian Territory, Central District, Book 14, Page 544

[redacted]

J. R. Dennis
a Minister

NOTE.—This License and Certificate of Marriage must be returned to the Office of the Clerk of the United States Court of the Indian Territory, from whence it was issued, within sixty days from the date thereof, or the party to whom the License was issued will be liable in the amount of One Hundred Dollars ($100.00).

rah Thompson Granted

44 Sarah Thompson Granted Choc

CHOCTAW. 20

IN RE

Application for Enrollment of

INFANT CHILD

George L. Thompson.

as a citizen of the

CHOCTAW. Nation.

Approved, AUG 4, 1900 190

Commissioner.

DEPARTMENT OF THE INTERIOR,
COMMISSION TO THE FIVE CIVILIZED TRIBES.
FILED
AUG 6 1900

ACTING CHAIRMAN.

CHOCTAW.
44.

Department of the Interior,

COMMISSION TO THE FIVE CIVILIZED TRIBES.

IN RE Application for Enrollment, as a citizen of the Chocktaw Nation,
of George L. Thompson, born on the 20 day of July, 1900
(Here insert name of child)
Name of Father: Geor. B Thompson, a citizen of the Chocktaw Nation.
Name of Mother: Sarah A. Thompson, a citizen of the Chocktaw Nation.
Postoffice, Jesse I. T.

AFFIDAVIT OF MOTHER.

UNITED STATES OF AMERICA,
INDIAN TERRITORY.
Southern District.

I, Sarah A Thompson, on oath state that I am Twenty years of age and a citizen, by Blood, of the Chocktaw Nation; that I am the lawful wife of Geor B Thompson, who is a citizen, by Marriage, of the Chocktaw Nation; that a Male child was born to me on the 20 day of July, 1900, that said child has been named George L. Thompson, and is now living.

Sarah A. Thompson

WITNESSES TO MARK:

(Must be Two Witnesses)
W E Thompson
H. R. Walters

Subscribed and sworn to before me this 30 *day of* July, 1900

J E Kerr
NOTARY PUBLIC

AFFIDAVIT OF ATTENDING PHYSICIAN, OR MIDWIFE.

UNITED STATES OF AMERICA,
INDIAN TERRITORY.
Southern District.

I, R. H. Roach M. D., a Physician, on oath state that I attended on Mrs Sarah A. Thompson wife of Geor. B. Thompson on the 20 day of July, 1900, that there was born to her on said date a Male child; that said child is now living and is said to have been named George L. Thompson.

Dr. R. H. Roach

WITNESSES TO MARK:

(Must be Two Witnesses)

Subscribed and sworn to before me this 30 *day of* July, 1900

J E Kerr
NOTARY PUBLIC.

7-44

Muskogee, Indian Territory, March 18, 1905.

Sarah Thompson,

Jesse, Indian Territory.

Dear Madam:

Receipt is hereby acknowledged of your letter of March 14, 1905, stating that you have a child born since September 25, 1902, that sometime ago you made affidavit of his birth and filed it with the Enrollment Commission; you wish to know if you will now be required to make another affidavit and send to this office.

In reply to your letter you are informed that it does not appear from our records that application has been made to this Commission for the enrollment of a child born to you since September 25, 1902, and you should fill out the inclosed application for the enrollment of an infant child and return it to this Commission within sixty days from March 3, 1905.

Respectfully,

Chairman.

45 Selina Brady (nee moran) et al Granted Choc

Robert G. Brady Transferred D# 482 10-31-04

In the matter of the application for the enrollment of Robert G. Brady as a citizen by intermarriage of the Choctaw Nation.

7-D-482.

Commission to the Five Civilized Tribes,

South McAlester, Ind. Ter.

In the application of Robert G. Brady for enrollment as an intermarried Choctaw; being sworn and examined by Com'r McKennon he states:

Q What is your name? A Robert G. Brady.

Q How old are you? A Twenty-eight.

Q You present here a marriage license issued by the County and Probate Judge of Pontotoc County, Chickasaw Nation, September 6th 1899, to marry Salina Moran, were you ever married to her before? A Yes sir.

Q When? A March, 1898.

Q Where? A In Pontotoc County, Chickasaw Nation.

Q Under a United States license? A Yes sir.

Q Were you separated or divorced from her? A No sir.

Q This is a second marriage? A Yes sir.

Q Was she admitted by the court, or was she a regular citizen? A She is a regular citizen.

Q Has she been living here all the while? A She has been here eight years.

Q She must have been admitted by the court then wasn't she? A I suppose so.

Q Wasn't she admitted by the court at Ardmore? A No sir, her right has been proved up twenty years I think.

Q How is it she has been living here only eight years? A I think her grandmother proved up her rights in 1879, I believe it was.

(Choc.Com.Clerk,A.Telle, informs the Commission that Selina Moran was admitted in the same act with Marmaduke Moran.)

Department of the Interior,
Commission to the Five Civilized Tribes.
I hereby certify, upon my official oath as stenographer to above named Commission, that this transcript is a true, full and correct translation of my stenographic notes.

Choctaw, D. 482.

Department of the Interior,
Commission to the Five Civilized Tribes.
Ada, I. T., November 14, 1902.

In the matter of the application for enrollment as a citizen by intermarriage of the Choctaw Nation, of Robert G. Brady.

Robert G. Brady being duly sworn testifies as follows:

Examination by the Commission.

Q What is your name? A Robert G. Brady.
Q What is your age? A Thirty.
Q What is your post office address? A Jesse.
Q Is that in the Chickasaw Nation? A Yes sir.
Q How long have you resided in the Chickasaw Nation? A About ten year.
Q Lived here continuously for the past ten years? A Yes sir.
Q Never made your home anywhere else during that time? A No sir.
Q Do you claim intermarried rights in the Choctaw Nation? A Yes sir.
Q What is the name of your Indian wife through whom you claim those rights? A Selina Moran.
Q Is she a recognized and enrolled citizen of the Choctaw Nation? A Yes sir.
Q Her rights never have been questioned? A No sir.
Q When were you married to Selina Moran? A November, 1899.
Q Where did that marriage take place? A In the Chickasaw Nation down below Jesse.
Q Were both you and your wife, Selina, bona fide residents of the Chickasaw Nation at that time? A Yes sir.
Q Were you married to her in accordance with the Chickasaw law? A Yes sir.
Q Did you procure a marriage license? A Yes sir.
Q Who did you get that license from? A Judge Wolf.
Q How much did you pay for it? A Fifty dollars.
Q Who performed the marriage ceremony? A Preacher Dennis.
Q Were you ever married before your marriage to Selina Moran? A No sir.
Q Was she ever married before her marriage to you? A No sir.
Q Since this marriage in 1899 have you lived together continuously as husband and wife? A Yes sir.
Q There has been no separation, abandonment or divorce? A No sir.
Q Are you at present living together as bona fide residents of the Chickasaw Nation? A Yes sir.
Q Were you ever married to Selina Moran before? A I was married once before to her.
Q When was that? A In 1898.
Q Where was this marriageceremony performed? A Down close to

Robert G Brady- --2

Hunton, about two miles below where I lived when I married the Second time.

Q Did you procure a license that time? A Yes sir.
Q Was that a United States license? A Yes sir.
Q Had you separated from her? A No sir.
Q You were simply remarried under a Chickasaw license? A Yes sir; they claimed in 1898 that there was no license; that I couldn't get any Chickasaw license in 1898; and they ratified the treaty in August and voted the Indian law back good for eight year, as this man Telle told me.
Q You attempted to procure a Chickasaw tribal license at the time you were married first? A Yes sir, I guess so.
Q You couldn't get one? A No sir, not the first time, not an Indian license.
Q So you remarried her under the Indian law in 1899? A Yes sir.

--:--

W. H. Martin being duly sworn on oath states that as stenographer to the Commission to the Five Civilized Tribes he recorded in full the above proceedings at Ada, I. T., on the 14th day of November, 1902, and that the within and foregoing is a full, true, and correct transcript of his stenographic notes in the same.

W H Martin

Subscribed and sworn to before me this 25 day of November, 1902.

Charles Hakenwerker
Notary Public.

11842

This is to certify that the foregoing marriage license and marriage certificate of Mr. R. G. Brady and Salina Morton being recorded by me in Marriage record book C on page 87 this 9th day of September A.D. 1899

Attest Sam Dautichey Clerk
Pontotoc County
Chickasaw Nation

Office of County Judge.
Pontotoc County
Chickasaw Nation I.T. } SS.

Whereas, I the undersigned authority have had duly presented to me the petition of five citizens of the Chickasaw Tribe or nation of Indians certifying that Robert G. Brady of Pontotoc County, I.T. a citizen of the United States who has been a resident of the Chickasaw Nation for the last past Two years whose age is 28 years old and Miss Salinta Moran a citizen of Choctaw whose age is 25 years old, whom are reside in Pontotoc county for number of years are eligible Suitable and proper person to be united in the holy of Matrimony under and by virtue of the Laws of the Chickasaw Nation, of Indians, therefore by virtue of the authority in me by Law of the Chickasaw Nation, vested the said Robert G. Brady and Miss Salina Moran are hereby duly and Lawfully License.

Given under my hand This
6th Day of Sept A.D. 1899.

Simon Wolf
County & Probate Judge.
Pontotoc County C.N.

Certificate of Marriage

Indian Territory

I, J. P. Dennis a Minister do hereby Certify that on the 8 day of Sept A.D. 1879 I did duly and according to law solemnize the rites and unite the Bans of Matrimony between Mr R. C. Brady of Hunter in the Indian Territory age 28 years and Miss Selina Wyan a Citizen of the Choctaw Nation age 20 years

My credentials are recorded at South McAlester 2nd Judicial division in Book A page 54

J. P. Dennis
a Minister

L.D

7-D-482.

DEPARTMENT OF THE INTERIOR.
COMMISSION TO THE FIVE CIVILIZED TRIBES.

In the matter of the application for the enrollment of Robert G. Brady as a citizen by intermarriage of the Choctaw Nation.

--: D E C I S I O N :--

It appears from the record herein that on September 8, 1899, the applicant, Robert G. Brady, was married in accordance with the laws, customs and usages of the Chickasaw Nation to Selina Brady (nee Moran), a recognized and enrolled citizen by blood of the Choctaw Nation, whose name appears as number 15159 upon the lists prepared by this Commission under the act of Congress approved July 1, 1902 (32 Stat., 641), of persons entitled to enrollment as citizens by blood of the Choctaw Nation and approved by the Secretary of the Interior on March 26, 1904; that at the time of said marriage both persons above mentioned were residents in good faith of the Chickasaw Nation; that they lived together continuously as husband and wife in said nation from the date of said marriage up to and including September 25, 1902.

It is, therefore, the opinion of this Commission that Robert G. Brady should be enrolled as a citizen by intermarriage of the Choctaw Nation, in accordance with the provisions of the acts of Congress approved June 28, 1898 (30 Stat., 495) and July 1, 1902 (32 Stat., 641), and it is so ordered.

COMMISSION TO THE FIVE CIVILIZED TRIBES.

Chairman.

Commissioner.

Commissioner.

Muskogee, Indain Territory.

OCT 15 1904

7-D-482.

Muskogee, Indian Territory, October 15, 1904.

COPY.

Robert G. Brady,

Hunton, Indian Territory.

Dear Sir:

Enclosed herewith you will find a copy of the decision of the Commission to the Five Civilized Tribes, rendered October 15, 1904, granting your application for enrollment as a citizen by intermarriage of the Choctaw Nation.

The attorneys for the Choctaw and Chickasaw Nations have been furnished a copy of this decision and have been allowed fifteen days from the date of this notice within which to file protest against the action of the Commission in enrolling you as a citizen of the Choctaw Nation. If at the expiration of that time no protest has been filed your name will be placed upon the final rolls of the citizens of the Choctaw Nation to be submitted to the Secretary of the Interior for his approval.

Respectfully,

(SIGNED) Tams Bixby.

Chairman.

Registered.

Encl. 7-D-482.

7-D-482.

Muskogee, Indian Territory, October 15, 1904.

COPY.

S. C. Treadwell,

Tishomingo, Indian Territory.

Dear Sir:

You are hereby notified that the Commission to the Five Civilized Tribes , on October 15, 1904, rendered its decision granting the application of Robert G. Brady for enrollment as a citizen by intermarriage of the Choctaw Nation.

The attorneys for the Choctaw and Chickasaw Nations have been furnished a copy of said decision and have been allowed fifteen days from the date of this notice within which to file protest against the action of the Commission in enrolling said Robert G. Brady as a citizen of the Choctaw Nation. If at the expiration of said time no protest has been filed, his name will be placed upon the final rolls of the citizens of the Choctaw Nation to be submitted to the Secretary of the Interior for his approval.

Respectfully,

(SEND[illegible]) Tams Bixby

Chairman.

Registered.

7-D-482.

Muskogee, Indian Territory, October 15, 1904.

Mansfield, McMurray & Cornish,

Attorneys for Choctaw and Chickasaw Nations,

South McAlester, Indian Territory.

COPY.

Gentlemen:

Enclosed herewith you will find a copy of the decision of this Commission, rendered October 15, 1904, granting the application for the enrollment of Robert G. Brady as a citizen by intermarriage of the Choctaw Nation.

You are hereby notified that you will be allowed fifteen days from the date of this notice within which to file protest against the action of the Commission in enrolling said applicant as a citizen of the Choctaw Nation. If at the expiration of said time no protest has been filed, Robert G. Brady's name will be placed upon the final rolls of the citizens of the Choctaw Nation to be submitted to the Secretary of the Interior for his approval.

Respectfully,

SIGNED Tams Bixby.

Chairman.

Registered. For registry receipt see 7-D-447.

7-D-482.

Muscogee, Indian Territory,

August 18th, 1900.

Robert G. Brady,

Hunton, Indian Territ ry,

Dear Sir:

You are hereby notified that the Choctaw Nation, through its attorneys, Messrs McKennon, Mansfield, McMurray, & Cornish, has filed with this Commission a notice of protest to your enrollment as a citizen of the Choctaw Nation.

The Commission, commencing December 3rd, 1900, will hold a session at Atoka, Indian Territory. At that time both you and the Choctaw Nation will be permitted to offer additional testimony and written arguments in this case, andthis hearing will be final.

Yours truly,

Acting Chairman.

7-D-482.

Muskogee, Indian Territory, September 18, 1900.

Robert G. Brady,

Hunton, Indian Territory.

Dear Sir:-

Since notifying you on August 18, 1900, of the protest filed by the Choctaw Nation to your enrollment as a citizen of the Choctaw Nation, the Commission has been furnished by the Nation with the grounds upon which objection is made to your enrollment. The question raised is to your right to enrollment under your second marriage.

The Commission is in possession of a sufficient statement of facts upon which a decision may be rendered and in your case it will not be necessary for you to appear at the appointment at Atoka beginning December 3rd, 1900.

The Commission will accept and consider any written arguments on questions of law submitted on behalf of the Choctaw Nation at any time prior to February 1st, 1901, and on your behalf at any time prior to March 1st, 1901.

As soon thereafter as practicable the Commission will consider and finallydddetermine your right to enrollment and the decision of the Commission, stating fully its reasons for any action that may be taken, will be mailed to you.

Yours truly,

Acting Chairman.

7-D-482

Department of the Interior,

COMMISSION TO THE FIVE CIVILIZED TRIBES.

IN RE Application for Enrollment, as a citizen of the Choctaw Nation,

of Bruce Male, born on the 8 day of Jan, 1899.

Name of father: R. J. Brady, a citizen of the Choctaw Nation.

Name of mother: Selina Brady, a citizen of the Choctaw Nation.

Post Office: Jessie Ind. T.

AFFIDAVIT OF MOTHER.

UNITED STATES OF AMERICA,
INDIAN TERRITORY,
Southern District.

I, Selina Brady, on oath, state that I am 25 years of age and a citizen, by Blood, of the Choctaw Nation; that I am the lawful wife of R. J. Brady who is a citizen, by Marriage, of the Choctaw Nation; that a male child was born to me on the 8 day of Jan, 1899; that said child has been named ....., and is now living.

Selina Brady

Subscribed and sworn to before me this 25 day of Aug, 1899

J. T. Gardner
Notary Public.

AFFIDAVIT OF ATTENDING PHYSICIAN, OR MIDWIFE.

UNITED STATES OF AMERICA,
INDIAN TERRITORY,
Southern District.

I, J. N. Carrell, a Physician, on oath, state that I attended on Mrs. Selina Brady, wife of R. J. Brady on the 8 day of Jan, 1899; that there was born to her on said date a child; that said child is now living and is said to have been named Bruce Male.

Dr. J. N. Carrell

Subscribed and sworn to before me this 25 day of Aug, 1899

J. T. Gardner
Notary Public.

45

IN RE

Application for Enrollment of

INFANT CHILD.

Bruce M. Brady

As a citizen of the

Choctaw Nation.

Approved DEC 13 1899 1

A. S. McKennon

Commissioner.

~~[illegible]~~ 45

CHOCTAW. 20

IN RE

Application for Enrollment of

INFANT CHILD

Robert Goldston Brady

as a citizen of the

CHOCTAW Nation.

Approved, OCT 12 1900 190

Commissioner.

DEPARTMENT OF THE INTERIOR,
COMMISSION TO THE FIVE CIVILIZED TRIBES.
FILED
OCT 25 1900

ACTING CHAIRMAN.

CHOCTAW. 45

Department of the Interior,

COMMISSION TO THE FIVE CIVILIZED TRIBES.

IN RE Application for Enrollment, as a citizen of the Choctaw Nation,
of Robert Golston Brady (Here insert name of child) born on the / day of September, 1902
Name of Father: Robert Golston Brady, a citizen of the Choctaw Nation.
Name of Mother: Selina Brady, a citizen of the Chacktaw Nation.
Postoffice, Jesse I.T.

AFFIDAVIT OF MOTHER.

UNITED STATES OF AMERICA,
INDIAN TERRITORY.
Southern District.

I, Selina Brady, on oath state that I am 26 years of age and a citizen, by Blood, of the Chacktaw Nation; that I am the lawful wife of Rob. Golston Brady, who is a citizen, by Marriage of the Chacktaw Nation; that a male (male or female) child was born to me on the / day of September, 1902; that said child has been named Robert Golston Brady, and is now living.

Selina Brady,

WITNESSES TO MARK:
(Must be Two Witnesses) J. B. McGaine
Elizabeth Brady

Subscribed and sworn to before me this 9 *day of* October 1902

S. E. Kerr
NOTARY PUBLIC

AFFIDAVIT OF ATTENDING PHYSICIAN, OR MIDWIFE.

UNITED STATES OF AMERICA,
INDIAN TERRITORY.
Southern District.

I, A Stephenson M.D., a Physician, on oath state that I attended on Mrs. Selina Brady, wife of Robert Golston Brady, on the / day of September, 1902; that there was born to her on said date a Male (male or female) child; that said child is now living and is said to have been named Robert Golston Brady.

A. Stephenson M.D.

WITNESSES TO MARK:
(Must be Two Witnesses) J. B. McGaine
Elizabeth Brady

Subscribed and sworn to before me this 8 *day of* October 1902

S. E. Kerr
NOTARY PUBLIC

46 John C. Allen (Non-Citizen) et al Granted Chop

mary I. Allen et al

See 7-3288 for duplicate decision

7-3288

DEPARTMENT OF THE INTERIOR,
COMMISSION TO THE FIVE CIVILIZED TRIBES.
Pauls Valley, Indian Territory, October 24, 1902.

In the matter of the application for the enrollment of John C. Allen as a citizen by intermarriage of the Chocktaw Nation.

Said John C. Allen, being first duly sworn, testified as follows:

Examination by the Commission.

Q What is your name? A John Curtis Allen.
Q How old are you? A Thirty-seven years old.
Q What is your postoffice address? A Brady, Indian Territory.
Q How long have you resided in the Chickasaw Nation? A About twenty two or twenty-three years.
Q Maintained a continuous residence here for that length of time? A No sir, I've been in and out.
Q What do you mean by that? A I've been in other countries part of the time but here most of the time.
Q How long have you actually been residing in the Chickasaw Nation this last time? A About thirteen years.
Q Haven't made your home elsewhere for the past thirteen years? A No sir.
Q You are a white man? A Yes sir.
Q An applicant for enrollment as a citizen by intermarriage of the Choctaw Nation? A Yes sir.
Q What is the name of your Choctaw wife? A Mary I. Allen.
Q What was her maiden name? A Moran.
Q Was she a daughter of Marmaduke G. Moran? A Yes sir.
Q How did your wife become a citizen of the Choctaw Nation? A Well, I can't exactly explain it. I don't understand it exactly.
Q Was she born in the Choctaw Nation? A I think not--I think her grandmother proved her rights.
Q Was she admitted by an act of the Choctaw Council? A Yes sir.
Q Has your wife since that admission always been recognized by the Choctaw Tribe as a citizen of the Choctaw Nation? A Yes sir.
Q Her rights have never in any manner been disputed? A No sir.
Q When did you marry her? A October 16, 1895.
Q Were you ever married before then? A Yes sir.
Q To whom? A Mary M. Wells.
Q Was she dead when you married your second wife? A Yes sir.
Q Was that the only time you were ever married prior to your marriage to your present wife? A Yes sir.
Q Was your wife ever married prior to her marriage to you? A No sir.
Q You say you married this woman in 1895? A Yes sir.
Q Were you married to her under a Chickasaw Tribal license? A No sir.

Q How were you married? A United States license.
Q Where were you living at the time of your marriage? A Waupanucka.
Q In what Nation? A Chickasaw Nation--I guess that's right on the line. That may be in the Choctaw Nation but I lived in the Chickasaw Nation.
Q You made application to the Dawes Commission to be admitted in 1896? A Yes sir.
Q Were you admitted? A Yes sir.
Q Have you since that admission by the Dawes Commission lived with this woman continuously as man and wife? A Yes sir.
Q Been no separation or divorce? A No sir.
Q Are you and this woman living together in the Chickasaw Nation as actual bona fide residents? A Yes sir.
Q Have you ever been married to this woman by authority of the tribal laws of the Chickasaw Nation? A No sir.
Q Have you ever been married to her in accordance with the tribal laws of the Choctaw Nation? A No sir.
Q The only marriage ceremony performed for you and this woman was under this United States license? A Yes sir.
Q Have you a certified copy of the act of the Choctaw Council admitting your wife to citizenship? A No sir.

Ira S. Niles, being first duly sworn, states that as stenographer to the Commission to the Five Civilized Tribes he reported in full all proceedings had in the above entitled cause, heard at Pauls Valley, Indian Territory, October 24, 1902, and that the above and foregoing is a full, true and correct transcript of his stenographic notes taken in said proceedings on said date.

Ira S. Niles

Subscribed and sworn to before me this the 7 day of November, 1902.

C. J. Stephens
Notary Public.

Commission to the Five Civilized Tribes,

Calvin, Indian Territory.

In the enrollment of John C. Allen as intermarried Choctaw; being sworn and examined by Com'r McKennon he testifies:

Q What is your name? A John C. Allen.

Q How old are you? A Thirty-four.

Q How long have you been living in the Choctaw and Chickasaw country? A I have been living in the Choctaw and Chickasaw country about eighteen years

Q All the time up to the present time?

A Yes sir, I have resided here in the Territory.

Department of the Interior
Commission to the Five Civilized Tribes.
I hereby certify, upon my official oath as stenographer to above named Commission, that the transcript is a true, full and correct translation of my stenographic notes.
M D Green

DEPARTMENT OF THE INTERIOR.
COMMISSION TO THE FIVE CIVILIZED TRIBES.

In the matter of the application for the enrollment of Mary I. Allen and her three minor children, Evi Catherine Allen, Jesse Edger Allen and Randel M. Allen, as citizens by blood, and for the enrollment of her husband, John C. Allen, as a citizen by intermarriage, of the Choctaw Nation.

--: D E C I S I O N :--

It appears from the census card record in this case that on September 6, 1898 Mary I. Allen appeared before the Commission and made personal application for the enrollment of herself and her minor child, Evi Catherine Allen, as citizens by blood of the Choctaw Nation and that on August 7, 1899 John C. Allen appeared before the Commission and made personal application for the enrollment of himself as a citizen by intermarriage, and for the enrollment of Randel M. Allen, minor child of said John C. Allen and said Mary I. Allen, as a citizen by blood, of the Choctaw Nation. Subsequently on June 8, 1901 there was filed with the Commission written application for the enrollment of Jesse Edger Allen, minor child of said John C. Allen and said Mary I. Allen, as a citizen by blood of the Choctaw Nation. Further proceedings were had in this case at Pauls Valley, Indian Territory on October 24, 1902.

It appears from the record herein and the census card record in this case that the applicant, Mary I. Allen, is the daughter of Marmaduke Y. Moran, a recognized and enrolled citizen by blood of the Choctaw Nation, whose name appears as number 15151 upon the lists prepared by this Commission under the act of Congress approved July 1, 1902 (32 Stat., 641), of persons entitled to enrollment as citizens by blood of the Choctaw Nation and approved by the Secretary of the Interior on March 25, 1904, and Catherine Moran, deceased, a recognized citizen of the Choctaw Nation; that said Marmaduke Y. Moran and Catherine Moran were admitted to citizenship in the Choctaw Nation by an act of the General Council of said nation approved November 3, 1879; that the name of the applicant, Mary I. Allen, is not mentioned in said act of admission, although she was

living at the time, having been born August 7, 1898; that the applicant, Mary I. Allen, claims rights for herself and the minor applicants herein, Evi Catherine Allen, Jesse Edger Allen and Randel M. Allen, as citizens by blood of the Choctaw Nation by virtue of the said admission of the said Marmaduke Y. Moran and the said Catherine Moran to citizenship in the Choctaw Nation in 1879, and of the subsequent recognition of the said Marmaduke Y. Moran, said Catherine Moran and their descendants as citizens of the Choctaw Nation by the tribal authorities of said nation.

It appears from the records of the Commission that on September 7, 1897, in the case entitled "John C. Allen, et al. v. Choctaw Nation." (1896 Choctaw Citizenship Docket, case number 1129), the applicant, John C. Allen, made original application to this Commission under the provisions of the act of Congress approved June 10, 1896 (29 Stat., 321) for the admission to citizenship in the Choctaw Nation of himself and the minor applicant, Evi Catherine Allen, the said John C. Allen claiming his right thereto by virtue of his marriage with the said Mary I. Allen, and the said Evi Catherine Allen claiming her right thereto as a citizen by blood of said nation; and on December 7, 1897 the said John C. Allen and Evi Catherine Allen were by this Commission admitted to citizenship in the Choctaw Nation, from which decision of the Commission no appeal was taken. The applicants, Jesse Edger Allen and Randel M. Allen, having been born subsequent to the date of the original application in 1896, are identified by proper birth certificates filed with and made a part of the record in this case.

It further appears from the record herein that all of the applicants herein who were living on June 28, 1898 were on the date residents in good faith of Indian Territory and that the status of the said John C. Allen as a citizen by intermarriage of the Choctaw Nation remained unchanged from the date of his said admission in 1896 up to and including September 25, 1902.

It is, therefore, the opinion of this Commission that John C. Allen should be enrolled as a citizen by intermarriage of the Choctaw Nation and that, following the ruling of the Department in the case of James M. Buckholts, et al. (I.T.D. 6490-1903), Mary I. Allen, Evi Catherine Allen, Jesse Edger Allen and Randel M. Allen should be enrolled as citizens by blood of said nation, in accordance with the provisions of the acts of Congress approved June 28, 1898 (30 Stat., 495) and July 1, 1902 (32 Stat., 641), and it is so ordered.

COMMISSION TO THE FIVE CIVILIZED TRIBES.

Chairman.

Commissioner.

T. R. Breckinridge.
Commissioner.

Muskogee, Indian Territory,
OCT 15 1904

CHOCTAW. 20 INDEXED

IN RE

Application for Enrollment of

INFANT CHILD

Jesse Edgar Allen

as a citizen of

Choctaw Nation.

Approved, JUN 8 1901 190

Commissioner.

DEPARTMENT OF THE INTERIOR,
COMMISSION TO THE FIVE CIVILIZED TRIBES.
FILED
JUN 8 1901

ACTING CHAIRMAN

CHOCTAW.
*46

CHOCTAW. 20 INDEXED

IN RE

Application for Enrollment of

INFANT CHILD

Jesse Edgar Allen

as a citizen of

Choctaw Nation.

Approved, JUN 8 1901 190.

Commissioner.

DEPARTMENT OF THE INTERIOR,
COMMISSION TO THE FIVE CIVILIZED TRIBES.
FILED
JUN 8 1901

ACTING CHAIRMAN

CHOCTAW.
#46

BIRTH AFFIDAVIT. 20

DEPARTMENT OF THE INTERIOR,

COMMISSION TO THE FIVE CIVILIZED TRIBES.

IN RE Application for Enrollment, as a citizen of the Choctaw Nation,

of Jesse Edgar Allen, born on the 28 day of March, 1901

(Here insert name of child)

Name of Father: John Curtis Allen, a citizen of the Choctaw Nation.

Name of Mother: Mary Isabelle Allen, a citizen of the Choctaw Nation.

Post-office, Brady, Indian Territory

AFFIDAVIT OF MOTHER.

UNITED STATES OF AMERICA, INDIAN TERRITORY, Southern District.

I, Mary Isabelle Allen, on oath state that I am 22 years of age and a citizen, by blood, of the Choctaw Nation; that I am the lawful wife of John Curtis Allen, who is a citizen, by intermarriage, of the Choctaw Nation, that a male (male or female.) child was born to me on the 28 day of March, 1901; that said child has been named Jesse Edgar Allen, and is now living.

Mary Isabell Allen

WITNESSES TO MARK

(Must be Two Witnesses)

Subscribed and sworn to before me this 5th day of June, 1901.

Jno A. McClure

NOTARY PUBLIC.

AFFIDAVIT OF ATTENDING PHYSICIAN, OR MIDWIFE.

UNITED STATES OF AMERICA, INDIAN TERRITORY, Southern District.

I, Elizabeth Catherine Britton, a Midwife, on oath state that I attended on Mrs. Mary Isabelle Allen (wife of John Curtis Allen) on the 28 day of March, 1901; that there was born to her on said date a male (male or female.) child; that said child is now living and is said to have been named Jesse Edgar Allen.

WITNESSES TO MARK:

(Must be Two Witnesses)

Elizabeth catharine Britton

Subscribed and sworn to before me this 5 day of June, 1901.

Jno A McClure

NOTARY PUBLIC.

DEPARTMENT OF THE INTERIOR,
COMMISSION TO THE FIVE CIVILIZED TRIBES.
FILED
MAY 2 1904
Commissioner

7-46

UNITED STATES, INDIAN TERRITORY, CHOCTAW NATION.

Before the Commission to the Five Tribes, In matter of the enrollment of Mary I.Allen, nee Moran., of Ada, I.T., as a member of the Choctaw Nation by Blood.

AFFIDAVIT.

Name of Affiant

S.J. Adare ..... having been first duly sworn on his ~~her~~ oath deposes and states that he ~~she~~ is a white person over the age of ...58.....years, that he ~~she~~ resides Near Wimberley...in the County of Hays, in the State of Texas., that he ~~she~~ was personally acquainted with Marmaduke Y.Moran, who lived in Hays County, Texas, in the year 1878., and for several years theretofore and thereafter, afterwards moving to the Indian Territory, that he ~~she~~ was acquainted withhis family and lived neighbors to them about ...two...miles from them at his said place of residence, which was near the town of Wimberley, in said state and county.

That said Marmaduke Y.Moran had a daughter born to him by his wife with whom he was then living at said place on the 7th., day of August, 1878., that said daughter was named Mary I.Moran, that her father including his family continued to reside in Texas, for about 15.....years thereafter, and then removed to the Indian Territory.

Said family always asserted that they were Choctaw Indians.

Affiant sign here ...S. J. Adare.....

State of Texas,
ss.
County of Hays.

Name of Affiant

S.J. Adare .....having been first duly sworn on his ~~her~~ oath deposes and states that the facts set forth in the foregoing affidavit made and subscribed by ~~her~~ him are true of his ~~her~~ personal knowledge that he ~~she~~ has no interest in the matters therein mentioned.

Affiant sign here ...S. J. Adare.....

Subscribed and sworn to before me this ..... day of..... 1904.,

Sign here S.J. Pyland .....
Justice of the Peace, in and for 3rd....Precinct
County of Hays, State of Texas. and
Ex officio Notary Public.

[illegible]

Ch[illegible] [illegible]maha

Oct. 25 1879.

To the General Council

Your committee to whom was referred the petition of Mrs Elizebeth Moran asking that her claim to citizenship in the Choctaw Nation be established be leave to report the following bill:

An act recognizing Mrs Elizebeth Moran and her descendants as citizens of the Choctaw Nation.

Be it enacted by the General Council of the Choctaw Nation assembled, that Elizebeth Moran nee Buck olts with nine children, thereof [illegible] are married viz. 1 Henry and Martha Moran his wife and four children John, Elizebeth, Sarah and infant. 2 Sarah and George Izaid her husband and George seven children Mary J[illegible], Selina, Silas, Tabitha, Georgianna, Ular and John. 3 [illegible] Moran. 4 [illegible] and his wife Catharine Moran and four children John, Charles, Salina and George. 5 Reuben Moran 6 Charles Moran 7 John Moran 8 Caroline Moran 9 Daniel Moran are hereby admitted permanently to all the rights and privileges of citizenship in said Nation.

Your committee now ask to be discharged from further consideration of this case.

Approve of this the 3 of Nov 1879

I. L. Garvin
Principal Chief
C.N.

This is to certify the foregoing is a true and correct copy from the original act of the General Council of the Choctaw Nation, now on file in my office at Tushka Homma the

capitol of the Choctaw Nation.

Witness my hand & the Great Seal of the Choctaw Nation the 9th day of Nov. A.D. 1895.

J. B. Jackson
National Secretary
Choctaw Nation

(SEAL.)

Daisy D. Daubin, stenographer to the Commission to the Five Civilized Tribes, on oath, states that the above and foregoing is a true, full and correct copy of a certified copy of an Act of the General Council admitting Mrs. Elizebeth Moran and her descendants to citizenship in the Choctaw Nation.

Daisy D. Daubin

Sworn to before me this 9th day of August, 1904.

Charles H. Sawyer
Notary Public.

UNITED STATES, INDIAN TERRITORY, CHOCTAW NATION.

Before the Commission to the Five Tribes, In matter of the enrollment of Mary I.Allen, nee Moran., of Ada, I.T., as a member of the Choctaw Nation by Blood.

AFFIDAVIT.

G W Adare ..... having been first duly sworn on his/her oath deposes and states that he/she is a white person over the age of ..55..... years, that he/she resides ..Near..... Wimberley.....in the County of Hays, in the State of Texas., that he/she was personally acquainted with Marmaduke Y.Moran, who lived in Hays County, Texas, in the year I878., and for several years theretofore and thereafter, afterwards moving to the Indian Territory, that he/she was acquainted withhis family and lived neighbors to them about ..One..... miles from them at his said place of residence, which was near the town of Wimberley, in said state and county.

That said Marmaduke Y.Moran had a daughter born to him by his wife with whom he was then living at said place on the 7th., day of August, I878., that said daughter was named Mary I.Moran, that her father including his family continued to reside in Texas, for ..15..... years thereafter, and thenremoved to the Indian Territory.

Said family always asserted that they were Choctaw Indians.

G. W. Adare

State of Texas,
ss.
County of Hays.

G W. Adare .....having been first duly sworn on his/her oath deposes and states that the facts set forth in the foregoing affidavit made and subscribed by him/her are true of his/her personal knowledge that he/she has no interest in the matters therein mentioned.

G W Adare

Subscribed and sworn to before me this 25 day of April I904.,

S J Pylant
Justice of the Peace, in and for Precinct County of Hays, State of Texas. And Ex officio Notary Public.

1-46

Muskogee, Indian Territory, January 27, 1904.

The Honorable,

The Secretary of the Interior,

Sir:

Receipt is hereby acknowledged of a letter of John C. Allen of Ada, Indian Territory, of January 6, 1904, addressed to the Secretary of the Interior, which has been referred to this Commission for immediate report and recommendation.

Mr. Allen, in his communication, quotes a letter received from the Commission under date of December 12, 1902, in which he is advised, in reply to his inquiry of December 1, 1902, that a certified copy of the act of the Choctaw Council of October 25, 1879, admitting Elizabeth Moran and her children to citizenship in the Choctaw Nation has been filed with the records in the case of Marmaduke Y. Moran, and that he has been listed for enrollment as an intermarried citizen of the Choctaw Nation and his wife, Mrs. I. Allen and his children, Randle M., Eva Catherine and Jesse Edgar Allen, have been listed for enrollment as citizens by blood of the Choctaw Nation.

Mr. Allen incloses a copy of the notice of the admission of John C. Allen as an intermarried citizen of the Choctaw Nation, and of the admission of Evie Allen as a citizen by blood of the

Choctaw Nation, and he desires to know if there is anything to prevent his enrollment and the approval thereof by the Secretary of the Interior, and states that other citizens are threatening to file on lands which he is holding for himself and family, and if they do this will necessitate a contest and entail a great expense which he is unable to bear.

Reporting in this matter I have the honor to advise that it appears from our records that John C. Allen is listed for enrollment as an intermarried citizen of the Choctaw Nation and his wife Mary I. Allen, and his three children, Evi Catherine, Jesse Edgar and Randle M. Allen, have been listed for enrollment as citizens by blood of the Choctaw Nation.

It further appears that Mary I. Allen is about twenty three years of age and is the daughter of Marmaduke Y. Moran and Catherine Moran, who were admitted to citizenship in the Choctaw Nation by an act of the Choctaw National Council of October 25, 1879, approved by the Principal Chief of said Nation November 3, 1879. The said Mary I. Allen is not named in the act of the Choctaw Council above referred to, she having been born subsequent to the passage of such act.

It also appears that under the act of Congress of June 10, 1896, John C. Allen was an applicant to this Commission for admission as an intermarried citizen of the Choctaw Nation and for the admission of his daughter, Evie Allen as a citizen by blood of the Choctaw

Nation, which application was granted by the Commission and no appeal taken from its decision to the United States Courts in Indian Territory within the time prescribed by the act of Congress of June 10, 1896, above referred to.

I have further to report that the parents of Mary I. Allen having been admitted by an act of the Choctaw Council, these persons come within the class of cases embraced in the general protest of Messrs. Mansfield, McMurray & Cornish, the attorneys for the Choctaw and Chickasaw Nations, of September 17, 1903, in which they protested against the enrollment by the Commission or the Department and the making of allotment to any persons admitted to citizenship by acts of the Choctaw Council or the Chickasaw Legislature or by the United States Indian Agent on appeal from the decision of the Choctaw Council, until the Choctaw and Chickasaw Citizenship Court, created under the provisions of the act of Congress of July 1, 1902, had passed upon similar and analogous cases pending before it.

Under date of November 18, 1903 (I.T.D.7131, 7118-1903), the Department advised the Commission that it had not acceded to the request of the attorneys for the Choctaw and Chickasaw Nations of September 17, 1903, in so far as it referred to persons admitted to citizenship in the Choctaw and Chickasaw Nations by acts of the legislative authorities of said nations and by the United States Indian Agent on appeal from the acts of the Choctaw Council, but before action could be taken under said Departmental direction, the Commission was in receipt of the following telegram from the Department

under date of December 10, 1903:

"Suspend action on letter November eighteen I.T.D. seven thousand one thirty one, etc., relative to persons admitted to citizenship Choctaw or Chickasaw Nations by nation's authorities. Letter follows. (Signed) Thos. Ryan, Actg. Sec'y."

Since the receipt of the above quoted telegram, the Commission has received no further instructions in this matter, and the case of John C. Allen, his wife and his minor children has not therefore been taken up for final consideration and determination.

Respectfully,

(SIGNED)

T. B. Needles.

Commissioner in Charge.

Through the

Commissioner of Indian Affairs.

7-46.

Choctaw 46
Choctaw 3288

COPY.

Muskogee, Indian Territory, October 15, 1904.

John C. Allen,

Ada, Indian Territory.

Dear Sir:

Enclosed herewith you will find a copy of the decision of the Commission to the Five Civilized Tribes, rendered October 15, 1904, granting your application for enrollment as a citizen by intermarriage of the Choctaw Nation and the application of your wife, Mary I. Allen, and minor children, Evi Catherine Allen, Jesse Edger Allen and Randel M. Allen, for enrollment as citizens by blood of the Choctaw Nation.

The attorneys for the Choctaw and Chickasaw Nations have been furnished a copy of this decision and have been allowed fifteen days from the date of this notice within which to file protest against the action of the Commission in enrolling you and your family as citizens of the Choctaw Nation. If at the expiration of said time no protest has been filed, the names of yourself, your wife and children will be placed upon the final rolls of the citizens of the Choctaw Nation to be submitted to the Secretary of the Interior for his approval.

Respectfully,

Tams Bixby

Registered. Chairman.

Encl. 7-46

Choctaw 46
Choctaw 3288

COPY.

Muskogee, Indian Territory, October 15, 1904.

Faust & Faust,

Attorneys at Law,

Ada, Indian Territory.

Gentlemen:

You are hereby notified that on October 15, 1904, the Commission to the Five Civilized Tribes rendered a decision granting the application of John C. Allen for enrollment as a citizen by intermarriage of the Choctaw Nation and the application of his wife, Mary I. Allen, and minor children, Evi Catherine, Jesse Edger and Randel M. Allen, for enrollment as citizens by blood of the Choctaw Nation.

The attorneys for the Choctaw and Chickasaw Nations have been furnished a copy of this decision and have been allowed fifteen days from the date of this notice within which to file protest against the action of the Commission in enrolling the above named persons as citizens of the Choctaw Nation. If at the expiration of said time no protest has been filed, these names will be placed upon the final rolls of the citizens of the Choctaw Nation to be submitted to the Secretary of the Interior for his approval.

Respectfully,

Tams Bixby

Chairman.

Registered.

Choctaw 46
Choctaw 3288

COPY.

Muskogee, Indian Territory, October 15, 1904.

Mansfield, McMurray & Cornish,

Attorneys for the Choctaw and Chickasaw Nations,

South McAlester, Indian Territory.

Gentlemen:

Enclosed herewith you will find a copy of the decision of the Commission, rendered October 15, 1904, granting the application of John C. Allen for enrollment as a citizen by intermarriage of the Choctaw Nation and the application of his wife, Mary I. Allen, and minor children, Evi Catherine, Jesse Edger and Randel M. Allen, for enrollment as citizens by blood of the Choctaw Nation.

You are hereby notified that you will be allowed fifteen days from the date of this notice within which to file protest against the action of the Commission in enrolling John C. Allen and his family as citizens of the Choctaw Nation. If at the expiration of said time no protest has been filed, the names of the persons above mentioned will be placed upon the final rolls of the Choctaw Nation to be submitted to the Secretary of the Interior for his approval.

Respectfully,

Tams Bixby

Chairman.

Registered.

Encl. 9-66

For registry receipt see Choctaw 57

7-46

Muskogee, Indian Territory, April 10, 1905.

John C. Allen,

Ada, Indian Territory.

Dear Sir:

Receipt is hereby acknowledged of the affidavits of Mary I. Allen and L. M. Weaver to the birth of Arthur Marmeduke Allen, son of John C. and Mary I. Allen, February 16, 1905, and the same have been filed with our records as an application for the enrollment of said child.

Respectfully,

Commissioner in Charge.

Choctaw 46.

Muskogee, Indian Territory, May 4, 1905.

John C. Allen,

Ada, Indian Territory.

Dear Sir:

Receipt is hereby acknowledged of the affidavit of Mary I. Allen to the birth of Sylvia Eltine Allen, daughter of John C. and Mary I. Allen, December 23, 1902, and the same has been filed with our records as an application for the enrollment of said child.

Respectfully,

Chairman.

Department of the Interior
Commissioners of five Civilize Tribes

In the application for enrollment as a Citizen of the Choctaw Nation of a Child born on the 28th February 1899.

Name of the Father J. C. Allen, a citizen Choctaw Nation, Name of the Mother Mrs Mary Allen a citizen of the Choctaw Nation, Post Office Ada Ind. Terry.

"Affidavit of the Mother"

U. S. America
Southern Dist. Ind. Terry

I Mrs Mary Allen state on oath I am 20 years old and a citizen of the Choctaw Nation by blood that I am the lawfull Wife of over

Office of

NO[illegible] M[illegible]

Dealer In

Drugs, Paten[illegible] Medicines, Toilet Arti[illegible]

PA[illegible] STATIONERY, ETC.

Ada, I. T. [illegible] 2 [illegible] 189[illegible]

J. C. Allen a Citizen by marriage
of the Choctaw Nation, that a child
was born to me on the 28th day
of February 1899, the said child
has been named Randel Monroe
living and doing well. Allen

Mar. O. Allen

Witnesses J. E. Roberts
L. C. Roberts

2 Sworn to and subscribed before
me 27 day July 1899, Ada
Ind. Terry Southern Dist. Ind. Terry

W. C. McNeill
Notary Public

47 mack Anderson et al Granted

Choctaw 47.

Muskogee, Indian Territory, April 20, 1905.

Mack Anderson,

Connerville, Indian Territory.

Dear Sir:

Receipt is hereby acknowledged of the affidavits of Ella Anderson and Dora Whistler to the birth of Deborah Anderson, daughter of Mack and Ella Anderson, January 2, 1904, and the same have been filed with our records as an application for the enrollment of said child.

Respectfully,

Chairman.

CHOCTAW. 20

IN RE

Application for Enrollment of

INFANT CHILD

Rogers M Anderson

as a citizen of the

Choctaw *Nation.*

Approved, JUN 20 1902 *190*

Commissioner.

DEPARTMENT OF THE INTERIOR,
COMMISSION TO THE FIVE CIVILIZED TRIBES.
FILED
JUN 20 1902

ACTING CHAIRMAN.

CHOCTAW.

47

BIRTH AFFIDAVIT. 20

DEPARTMENT OF THE INTERIOR.

COMMISSION TO THE FIVE CIVILIZED TRIBES.

IN RE APPLICATION FOR ENROLLMENT, as a citizen of the CHOCTAW. Nation,

of Rogers M Anderson (Here insert name of child.); born on the 2nd day of April, 1902

Name of Father: Mack Anderson, a citizen of the _____ Nation.

Name of Mother: Ella Fry Anderson, a citizen of the _____ Nation.

Post-Office: Poteau Ind Ter

AFFIDAVIT OF MOTHER.

UNITED STATES OF AMERICA, INDIAN TERRITORY, Southern District.

I, Ella Fry Anderson, on oath state that I am 26 years of age and a citizen, by blood, of the CHOCTAW. Nation; that I am the lawful wife of Mack Anderson, who is a citizen, by blood, of the _____ Nation, that a male (Male or female.) child was born to me on the 2nd day of April, 1902; that said child has been named Rogers M Anderson, and is now living.

Ella F. Anderson

WITNESSES TO MARK:

(Must be Two Witnesses.) H. B. Anderson

Rogers Anderson

Subscribed and sworn to before me this 13 *day of* August, 1902.

K. L. Fry

Notary Public.

AFFIDAVIT OF ATTENDING PHYSICIAN, OR MIDWIFE.

UNITED STATES OF AMERICA, INDIAN TERRITORY, Southern District.

I, W. J. Rogers, a physician, on oath state that I attended on Mrs. Ella Fry Anderson, wife of Mack Anderson, on the 2nd day of April, 1902; that there was born to her on said date a male (Male or female.) child; that said child is now living and is said to have been named Rogers M Anderson.

W J Rogers MD

WITNESSES TO MARK:

(Must be Two Witnesses.) H. B. Anderson

Rogers Anderson

Subscribed and sworn to before me this 13 *day of* August, 1902.

K. L. Fry

Notary Public.

20

IN RE

Application for Enrollment of

INFANT CHILD.

Samuel Anderson

As a citizen of the

Choctaw ~~CHICKASAW~~ Nation.

Approved DEC 3 1900 1

Commissioner.

DEPARTMENT OF THE INTERIOR,
COMMISSION TO THE FIVE CIVILIZED TRIBES.
FILED
DEC 3 1900

Acting Chairman.

CHOCTAW.
47

Department of the Interior,

COMMISSION TO THE FIVE CIVILIZED TRIBES.

IN RE Application for Enrollment, as a [illegible] of the Chickasaw Nation,

of Samuel Anderson, born on the 11 of Oct, 1900.

Name of father: M. D. Anderson, a citizen of the Chickasaw Nation.

Name of mother: Ella Anderson, a citizen of the Chickasaw Nation.

Post Office: Center Ville I. T.

AFFIDAVIT OF MOTHER.

UNITED STATES OF AMERICA,
INDIAN TERRITORY,
Southern District.

I, Ella Anderson, on oath, state that I am 24 years of age and a citizen, by Blood, of the Chickasaw Nation; that I am the lawful wife of M. D. Anderson who is a citizen, by Blood, of the Chickasaw Nation; that a Male child was born to me on the 11 day of Oct, 1900; that said child has been named Samuel Anderson and is now living.

Ella Anderson

Subscribed and sworn to before me this 16 day of Nov, 1900.

A. B. Swanson
Notary Public.

AFFIDAVIT OF ATTENDING PHYSICIAN, OR MIDWIFE.

UNITED STATES OF AMERICA,
INDIAN TERRITORY,
Southern District.

I, W. J. Rogers, a Physician, on oath, state that I attended on Mrs. Ella Anderson, wife of M. D. Anderson on the 11 day of Oct, 1900; that there was born to her on said date a Male child; that said child is now living and is said to have been named Samuel Anderson.

W J Rogers

Subscribed and sworn to before me this 24 day of Nov, 1900.

L. F. Jackson
Notary Public.

[illegible] SOUTHERN DISTRICT INDIAN TERRITORY.

IN RE

Application for Enrollment of

INFANT CHILD.

Nora Anderson

As a citizen of the

Choctaw Nation.

Approved JUL 18 1900

1

Commissioner.

Choctaws
47

47

Department of the Interior,

COMMISSION TO THE FIVE CIVILIZED TRIBES.

IN RE Application for Enrollment, as a citizen of the Choctaw Nation,

of Connerville I.T., born on the 30 day of June, 1899.

Name of father: Mack Anderson, a citizen of the Choctaw Nation.

Name of mother: Ella Anderson, a citizen of the Choctaw Nation.

Post Office: Connerville I.T.

AFFIDAVIT OF MOTHER.

UNITED STATES OF AMERICA,
INDIAN TERRITORY,
Southern District.

I, Ella Anderson, on oath, state that I am 23 years of age and a citizen, by blood, of the Choctaw Nation; that I am the lawful wife of Mack Anderson who is a citizen, by blood, of the Choctaw Nation; that a girl child was born to me on the 30 day of June, 1899; that said child has been named Nora Anderson, and is now living.

Ella Anderson

Subscribed and sworn to before me this 14 day of August, 1899.

G.R. Spencer

Notary Public.

AFFIDAVIT OF ATTENDING PHYSICIAN, OR MIDWIFE.

UNITED STATES OF AMERICA,
INDIAN TERRITORY,
Southern District.

I, W J Rogers, a Physician, on oath, state that I attended on Mrs. Ella Anderson, wife of Mack Anderson on the 30 day of June, 1899; that there was born to her on said date a Girl child; that said child is now living and is said to have been named Nora Anderson.

W J Rogers

Subscribed and sworn to before me this 14 day of August, 1899.

G.R. Spencer

Notary Public.

48 Sophia Virginia Kemp Granted Choc

7--48.

Muskogee, Indian Territory, May 6, 1905.

George W. Henderson,

Stringtown, Indian Territory.

Dear Sir:

Receipt is hereby acknowledged of your letter of May 2nd, giving the roll number of Sophia Virginia Kemp and asking if her mother, Sarah May Kemp, can be enrolled as a citizen of the Choctaw Nation.

In reply to your letter you are advised that it does not appear from our records that application has been made to this Commission by or on behalf of Sarah May Kemp for enrollment as a citizen of the Choctaw Nation, and under the provisions of the act of Congress approved July 1, 1902, the Commission is now without authority to receive or consider such an application in her behalf.

If it is insisted that application has been made to this Commission for her enrollment, it will be necessary for her to appear in person before the Commission at its offices at Muskogee, Indian Territory, accompanied by the person by whom the application was made and witnesses who know of such

application at which time their testimony will be taken relative thereto.

Respectfully,

Commissioner in Charge.

EMPTY

50 william mcDaniel et al Granted

DEPARTMENT OF THE INTERIOR,

COMMISSION TO THE FIVE CIVILIZED TRIBES.

The record in the matter of the application for the enrollment as a citizen by intermarriage of the Choctaw Nation of -

WILLIAM McDANIEL, - Choctaw - 50.

C O P Y .

Affidavit of T. H. Starks to be read as evidence before the Commission to the Five Civilized Tribes in behalf of Wm. McDaniel for enrollment on the roll to be prepared by the Commission for the Choctaw Nation as a citizenship roll for said nation.

The affiant, after being duly sworn deposes and says that his age is 63 years and that his post-office is Bennington, Choctaw Nation, I. T.

The affiant further states that he was present at the marriage of Mr. Wm. McDaniel to Miss Lucetta McCluer, a Choctaw Inadian by blood; the affiant states that they were married in the Choctaw Nation near Bennington, and that the applicant was married according to the Choctaw laws governing such marriages.

The affiant further states that he has no interest in the prosecution of this action.

T. H. STARK.

Subscribed and sworn to before me on this the 27" day of Aug. 1896.

J. L. APPOLEE.

Seal. Notary Public.

S. A. Apple, stenographer to the Commission to the Five Civilized Tribes, certifies on oath that the foregoing is a true and correct copy of the testimony of T. H. Stark now on file in Case No. 50 of Choctaw Citizenship cases of the Commission.

S. A. Apple

Subscribed and sworn to before me this March 4, 1903.

Charles H. Sawyer

Notary Public.

C O P Y .

This certifies that Mr. Wm. McDaniel and Miss Lucetta McCluer, a Choctaw by blood, were united in marriage by the undersigned at the bride's father's near Bennington, I. T., on the 12 day April in the year 1887; Wm. McDaniel having procured a license as required by the Choctaws' law.

REV. W. J. B. LLOYD.

Endorsed:

This is to certify that this marriage certificate is recorded in the circuit clerk's office.

Given under my hand and official seal this 26th day of Aug., 1896.

P. C. HARRIS,

Seal. Cir. Clerk.

Exhibit A.

S. A. Apple, stenographer to the Commission to the Five Civilized Tribes, certifies on oath that the foregoing is a true and literal copy of the certificate of marriage of Wm. McDaniel and Lucetta McClure now on file with the Commission, in Choctaw case No. 50.

S. A. Apple

Subscribed and sworn to before me this March 4, 1903.

Charles H. Sawyer
Notary Public.

Choctaw, 50.

Department of the Interior,
Commission to the Five Civilized Tribes.
Ada, I. T., November 10, 1902.

In the matter of the application for enrollment as a citizen by intermarriage of the Choctaw Nation of William McDaniel.

William McDaniel being duly sworn testifies as follows:

Examination by the Commission.

Q What is your name? A William McDaniel.
Q What is your age? A 48.
Q What is your post office address? A Tyrola, Chickasaw Nation
Q How long have you resided in the Chickasaw Nation? A About 7 or 8 years.
Q Continuously for the past 7 or 8 years? A Yes sir.
Q Where did youlive before that? A In the Choctaw Nation.
Q How long did you live in the ChoctawNation? A About 10 years, I guess.
Q Are you an applicant for enrollment as an intermarried citizen of the Choctaw Nation? A I have already been enrolled I guess.
Q You are an applicant for enrollment as an intermarried citizen of the Choctaw Nation? A Yes sir.
Q What is the name of your Choctaw wife through whom you claim intermarried rights? A Lucetta McClure.
Q Is she a recognized and enrolled citizen of the Choctaw Nation? A Yes sir.
Q Her rights never been questioned? A No sir.
Q When were you married to Lucetta McClure? A In '87 I think, April 18th.
Q Where were you living at that time? A I was living in Blue County, Choctaw Nation.
Q Was she living in the same place? A She was living in Jackson County.
Q Wereyou married in accordance with the Choctaw law? A Yes sir.
Q Did you procure a license from the tribal authorities? A Yes sir, from the County Judge of Jackson county, James Williams.
Q How much did you pay for that license? A Twenty-five dollars.
Q By whom were you married? A Parson Lloyd.
Q Were you an applicant before the Commission in 1896 for enrollment as an intermarried citizen of the Choctaw Nation? A Yes, sir, on the tribal rolls.
Q Not before the Dawes Commission? A Yes sir, I was enrolled as a citizen.
Q Were you admitted? A Yes sir.
Q Your case was not appealed to the United States Court? A No sir.
Q Since your marriage to Lucetta McClure in 1887 have you lived together continuouslyas husband and wife? A Yes sir.

William McDaniel----2

Q There has been no separation, abandonment or divorce? A No sir.
Q You are at present living together as husband and wife in the Chickasaw Nation? A Yes sir.
Q Intend to make it your permanent home? A Yes sir.
Q Were you ever married before your marriage to Lucetta McClure? A No sir.
Q Had she ever been married before her marriage to you? A No sir.

W. H. Martin being duly sworn on oath states that as stenographer to the Commission to the Five Civilized Tribes he recorded in full the above proceedings at Ada, I. T., on the 10th day of November, 1902, and that the within and foregoing is a full true and correct transcript of his stenographic notes in the same.

W H Martin

Subscribed and sworn to before me this 15 day of November, 1902.

Charles H Sawyer
Notary Public.

Next

RMM
EBB

7 - 50.

DEPARTMENT OF THE INTERIOR,
COMMISSION TO THE FIVE CIVILIZED TRIBES.

In the matter of the application for the enrollment of William McDaniel as a citizen by intermarriage of the Choctaw Nation.

D E C I S I O N .

It appears from the record herein that William McDaniel, on April 12, 1887, was married in accordance with the laws, customs and usages of the Choctaw Nation to Lucetta McDaniel (nee McClure), a recognized and enrolled citizen by blood of the Choctaw Nation, whose name appears as No. 86 upon the lists prepared by this Commission under the Act of Congress approved July 1, 1902 (32 Stats., 641) of persons entitled to enrollment as citizens by blood of the Choctaw Nation and approved by the Secretary of the Interior on December 12, 1902; that at the time of said marriage both persons above mentioned were residents in good faith of the Choctaw Nation, and that they have lived together continuously in Indian Territory as husband and wife from the date of said marriage up to and including September 25, 1902.

It further appears from the evidence submitted in this case and the records in the possession of the Commission that on September 7, 1896, in a case entitled "Wm. McDaniel vs. the Choctaw Nation", 1896 Choctaw Citizenship Docket, Case No. 82, application was made to the Commission under the provisions of the Act of Congress approved June 10, 1896 (29 Stats., 321) for the admission of the applicant herein to citizenship in the Choctaw Nation, by reason of his marriage to the said Lucetta McDaniel (nee McClure); that on December 1, 1896, the applicant herein was admitted to citizenship in the Choctaw Nation by this Commission, and that no appeal was taken from said decision.

It is, therefore, the opinion of this Commission that William McDaniel should be enrolled as a citizen by intermarriage of the Choctaw Nation under the provisions of the Acts of Congress approved June 28, 1898 (30 Stats., 495) and July 1, 1902 (32 Stats., 641), and it is so ordered.

COMMISSION TO THE FIVE CIVILIZED TRIBES,

Chairman.

COMMISSIONER.

COMMISSIONER.

Muskogee, Indian Territory,

APR 29 1903

20

IN RE

Application for Enrollment of

INFANT CHILD

Mary Artemissa Mc. Daniel

as a citizen of the

Choctaw Nation.

Approved. MAY 24 1900 190

Commissioner.

FILED
APR 27 1900
COMMISSION TO FIVE TRIBES.

Choctaw
50

Department of the Interior,

COMMISSION TO THE FIVE CIVILIZED TRIBES.

IN RE Application for Enrollment, as a citizen of the Choctaw Nation,

of Mary Artemissa, born on the 31 day of March, 1900

(Here insert name of child.)

Name of Father: William H. McDaniel, a citizen of the Choctaw Nation.

Name of Mother: Lucetta McDaniel, a citizen of the Choctaw Nation.

Postoffice, Tuttle, Ind. Ter.

AFFIDAVIT OF MOTHER.

UNITED STATES OF AMERICA,
INDIAN TERRITORY.
Pontotoc District.

I, Lucetta McDaniel, on oath state that I am [illegible] years of age and a citizen, by Marriage, of the Choctaw Nation; that I am the lawful wife of William McDaniel, who is a citizen, by Marriage, of the Choctaw Nation; that a male child was born to me on the 31 day of March, 1900; that said child has been named Mary Artemissa, and is now living.

(male or female)

WITNESSES TO MARK:

Lucetta McDaniel.

(Must be Two Witnesses)

Subscribed and sworn to before me this 21 day of April, 1900

J. H. Calhoun
NOTARY PUBLIC.

AFFIDAVIT OF ATTENDING PHYSICIAN, OR MIDWIFE.

UNITED STATES OF AMERICA,
INDIAN TERRITORY.
District.

I, J. M. Wilson, a Physician on oath state that I attended on Mrs. Lucetta McDaniel wife of William McDaniel on the 31 day of March, 1900; that there was born to her on said date a female child; that said child is now living and is said to have been named Mary Artemissa.

(male or female)

WITNESSES TO MARK:

J. M. Wilson

(Must be Two Witnesses)

Subscribed and sworn to before me this 21 day of April, 1900.

J. H. Calhoun
NOTARY PUBLIC.

CHOCTAW.

INDEXED

20

IN RE

Application for Enrollment of

INFANT CHILD

Annie McDaniel

as a citizen of

Choctaw Nation.

Approved FEB 14 1902 190

Commissioner.

DEPARTMENT OF THE INTERIOR,
COMMISSION TO THE FIVE CIVILIZED TRIBES.
FILED
FEB 14 1902

ACTING CHAIRMAN.

CHOCTAW.

50

BIRTH AFFIDAVIT. 20

DEPARTMENT OF THE INTERIOR,

COMMISSION TO THE FIVE CIVILIZED TRIBES.

IN RE Application for Enrollment, as a citizen of the Choctaw Nation,

of Annie (Here insert name of child.), born on the 25 day of Novembber, 1897

Name of Father: W M McDaniel a citizen of the Choctaw Nation.

Name of Mother: Lucetta " a citizen of the Choctaw Nation.

Post-office Tyrola, I. T.

AFFIDAVIT OF MOTHER.

UNITED STATES OF AMERICA, INDIAN TERRITORY
Southern District.

I, Lucetta McDaniel, on oath state that I am 29 years of age and a citizen, by birth, of the Choctaw Nation; that I am the lawful wife of W M McDaniel, who is a citizen, by Marriage, of the Choctaw Nation; that a female (male or female.) child was born to me on 26 day of November 1897; that said child has been named Annie McDaniel, and is now living.

Lucetta McDaniel.

WITNESSES TO MARK:

(Must be Two Witnesses)

Subscribed and sworn to before me this 11 *day of* February 1902

A D Jackson
NOTARY PUBLIC

AFFIDAVIT OF ATTENDING PHYSICIAN, OR MIDWIFE.

UNITED STATES OF AMERICA, INDIAN TERRITORY,
Southern District,

I, W T Nolen, a Physician on oath state that I attended on Mrs. Lucetta McDaniel, wife of W M McDaniel on the 25 day of November, 1897; that there was born to her on said date a female (male or female.) child; that said child is now living and is said to have been named Annie McDaniel.

W T Nolen M. D.

WITNESSES TO MARK:

(Must be Two Witnesses.)

Subscribed and sworn to before me this 11 *day of* February 1902

A D Jackson
NOTARY PUBLIC.

CHOCTAW. INDEXED

20

IN RE

Application for Enrollment of

INFANT CHILD

Lula McDaniel

as a citizen of

Choctaw Nation.

Approved FEB 10 1902 190

Commissioner.

DEPARTMENT OF THE INTERIOR,
COMMISSION TO THE FIVE CIVILIZED TRIBES.
FILED
FEB 10 1902

ACTING CHAIRMAN.

CHOCTAW.
50

DEPARTMENT OF THE INTERIOR,

COMMISSION TO THE FIVE CIVILIZED TRIBES.

IN RE Application for Enrollment, as a citizen of the Choctaw Nation,

of Lula (Here insert name of child.), born on the 28 day of December, 1901

Name of Father: W M Mc Daniel a citizen of the Choctaw Nation.

Name of Mother: Lucetta " " a citizen of the Choctaw Nation.

Post-office Tyrola Ind Ter

AFFIDAVIT OF MOTHER.

UNITED STATES OF AMERICA, INDIAN TERRITORY
Southern District.

I, Lucetta Mc Daniel, on oath state that I am 29 years of age and a citizen, by birth, of the Choctaw Nation; that I am the lawful wife of W M Mc Daniel, who is a citizen, by Marriage, of the Choctaw Nation; that a girl (male or female.) child was born to me on 28 day of December 1901; that said child has been named Lula Mc Daniel, and is now living.

Lucetta Mc Daniel.

WITNESSES TO MARK:

(Must be Two Witnesses.)

Subscribed and sworn to before me this 3 *day of* February 1902.

A D Jackson
NOTARY PUBLIC.

AFFIDAVIT OF ATTENDING PHYSICIAN OR MIDWIFE.

UNITED STATES OF AMERICA, INDIAN TERRITORY,
Southern District,

I, J L Clark, a Physician on oath state that I attended on Mrs. Lucetta Mc Daniel, wife of W M Mc Daniel on the 28 day of December, 1901, that there was born to her on said date a Female (male or female) child; that said child is now living and is said to have been named Lula Mc Daniel.

J L Clark

WITNESSES TO MARK:

(Must be Two Witnesses.)

Subscribed and sworn to before me this 3 *day of* February 1902

A D Jackson
NOTARY PUBLIC.

COPY

Choctaw-50

Muskogee, Indian Territory, April 29, 1903.

William McDaniel,

Tyrola, Indian Territory.

Dear Sir:

Inclosed herewith you will find a copy of the decision of the Commission, rendered April 29, 1903, granting your application for enrollment as a citizen by intermarriage of the Choctaw Nation.

The attorneys for the Choctaw and Chickasaw nations have been furnished a copy of this decision and have been allowed fifteen days from this date within which to file protest against the action of the Commission in enrolling you as a citizen of the Choctaw Nation. If at the expiration of that time, no protest has been filed, your name will be placed upon the final rolls of the citizens of the Choctaw Nation to be submitted to the Secretary of the Interior for his approval.

Respectfully,

SIGNED

Tams Bixby

Chairman.

Registered.

Enc. HGH 25.

COP Choctaw-50

Muskogee, Indian Territory, April 29, 1903.

Mansfield, McMurray & Cornish,

Attorney for the Choctaw and Chickasaw Nations,

South McAlester, Indian Territory.

Gentlemen:

Inclosed herewith you will find a copy of the decision of the Commission, rendered April 29, 1903, granting the application of William McDaniel for enrollment as a citizen by intermarriage of the Choctaw Nation.

You are hereby advised that you will be allowed fifteen days from this date within which to file protest against the action of the Commission in enrolling the applicant herein as a citizen of the Choctaw Nation. If at the expiration of that time, no protest has been filed, the name of the applicant will be placed upon the final rolls of the citizens of the Choctaw Nation to be submitted to the Secretary of the Interior for his approval.

Respectfully,

(SIGNED)

Tams Bixby.

Chairman.

Registered.

Mne.HGH 25a.

51 Elizah Fry et al Choc

Dismissed Feb 28, 1907

DEPARTMENT OF THE INTERIOR,
COMMISSIONER TO THE FIVE CIVILIZED TRIBES.

In the matter of the application for the enrollment as a citizen by blood of the Choctaw Nation.....OF.....

ELIJAH FRY.....0-51.

Choctaw 51

Muskogee, Indian Territory, October 11, 1905.

W. T. Sprowls,

Attorney at Law,

Durant, Indian Territory,

Dear Sir:

Receipt is hereby acknowledged of your letter of October 7, asking the status of the enrollment of Eastman Frye or Fryer, husband of Mary Payton, Choctaw roll by blood Number 8261.

In reply to your letter you are advised that it appears from the records of this office that Mary Payton, Choctaw roll by blood Number 8261, was the wife of Elijah Fry, who was an applicant for enrollment as a citizen by blood of the Choctaw Nation. It appears from the records, however, that Elijah Fry is now deceased, and for the purpose of making his death a matter of record there is inclosed herewith blank form for proof of death which you are requested to have executed showing the correct date of the death of Elijah Fry.

Respectfully,

Commissioner.

I am unable to find out anything certain about his death. Have tried every way that I know how. His wife would like to know this with a view of getting his estate.

W. T. Sprawls

7-51. O.L.J.

DEPARTMENT OF THE INTERIOR,
COMMISSIONER TO THE FIVE CIVILIZED TRIBES.

In the matter of the application for the enrollment of Elijah Fry as a citizen by blood of the Choctaw Nation.

-----ooOoo-----

It appears from the census card record in this case that on September 6, 1898, application was made to the Commission to the Five Civilized Tribes for the enrollment of Elijah Fry as a citizen by blood of the Choctaw Nation.

This office has through its field parties operating in the Choctaw and Chickasaw Nations and its land offices, and by interviews at this office of prominent residents of the Choctaw and Chickasaw Nations of extensive acquaintance, made every effort to ascertain the whereabouts of said applicant, but no information has been obtained.

It is considered that the applicant is either dead or residing without the limits of the Indian Territory.

I am, therefore, of the opinion that the application for the enrollment of Elijah Fry as a citizen by blood of the Choctaw Nation should be dismissed, and it is so ordered.

Commissioner.

Muskogee, Indian Territory,

Feby 28- 1907.

1

Elijah Fry

on C.C.R. No 2
188

age 37

Ch. [illegible] residing in Chick.
Dist

wife - Mary age 17
on C.C.R. No 402
as Mary Payton

Ch. [illegible] residing in Chick.
Dist

O K Rickey

7--81

Muskogee, Indian Territory, September 3, 1902.

Mary Fry,

Allen, Indian Territory.

Madam:-

The Commission has been advised of the death of your husband, Elijah Fry.

For the purpose of making his death a matter of record, there is enclosed you herewith a blank proof of death which you are kindly requested to have filled out and return with as little delay as possible. You will notice that there is a blank for the affidavit of a relative and an acquaintance. Both of these blanks should be properly filled, all names written in full, and the affidavits sworn to before a Notary Public. Should the relative or acquaintance making affidavit be unable to write, and their signatures are by mark, it will be necessary that such signatures be attested by two disinterested parties, witnesses thereto.

The Notary Public before whom the affidavits of the relative and the acquaintance are acknowledged must affix his notarial jurat and seal to each separate affidavit.

This information must be furnished the Commission at the earliest practicable date in order to determine the rights of yourself and family as citizens of the Choctaw Nation.

Mary Fry #2.

An envelope for your reply is enclosed herewith.

Yours truly,

Acting Chairman.

D&C.
Env.

Department of the Interior.
[illegible] Civilized Tribes,
MUSKOGEE, IND. TER.

MUSKOGEE, IND. T.
JUL 3
9- PM
1905

OFFICIAL BUSINESS
PENALTY FOR PRIVATE USE $300

BOSW
AUG

FILED
AUG 15 1905

Indian Territory.

7-51

W.O.B.

DEPARTMENT OF THE INTERIOR,
COMMISSIONER TO THE FIVE CIVILIZED TRIBES. 7-51

Muskogee, Indian Territory, July 3, 1905.

Mary Fry (nee Payton),

Boswell, Indian Territory,

Dear Madam:

This office has information to the effect that your former husband, Elijah Fry, has died since the time he was listed for enrollment.

For the purpose of making his death a matter of record, there is inclosed herewith blank for proof of death, which you are requested to have filled out, properly executed and return with as little delay as possible. You will notice that there is a blank for the affidavit of a relative and an acquaintance of the deceased. Both of these blanks should be properly filled out and sworn to before a Notary Public. In case any signature is by mark, it must be attested by two disinterested witnesses.

Please give this matter your immediate attention.

Respectfully,

Commissioner.

LM -3-1.

Muskogee, Indian Territory, January 17, 1907.

Lacey P. Bobo,

Durant, Indian Territory.

Dear Sir:

Referring to your recent letter without date in the matter of the enrollment of Elizjah Fry, Choctaw roll card No. 51, in which you ask if Eastman Fry has been enrolled as a citizen by blood of the Chickasaw Nation, you are advised that the name of Eastman Fry is not found upon the approved roll of citizens by blood of the Chickasaw Nation.

Respectfully,

Commissioner.

EMPTY

53 Mary E. Colbert Granted Choc

see Chickasaw #283

STAW. INDEXED

20

IN RE

Application for Enrollment of

INFANT CHILD

Velma Colbert

as a citizen of

Chickasaw Nation.

Approved FEB 24 1902 190...

Commissioner.

DEPARTMENT OF THE INTERIOR,
COMMISSION TO THE FIVE CIVILIZED TRIBES.
FILED
FEB 24 1902

ACTING CHAIRMAN.

Enc Y 98

CH STAW

53

DEPARTMENT OF THE INTERIOR,

COMMISSION TO THE FIVE CIVILIZED TRIBES.

IN RE Application for Enrollment, as a citizen of the Choctaw Nation,
of Velma Colbert, born on the VV day of November, 1901
(Here insert name of child.)
Name of Father: Theodor Colbert a citizen of the Chickasaw Nation.
Name of Mother: M E Colbert a citizen of the Choctaw Nation.
Post-office Kiowa Ind Ter

AFFIDAVIT OF MOTHER.

UNITED STATES OF AMERICA,
INDIAN TERRITORY
Central District.

I, M E Colbert, on oath state that I am 21 years of age and a citizen, by blood, of the Choctaw Nation; that I am the lawful wife of Theodor Colbert, who is a citizen, by blood, of the Choctaw Nation; that a female child was born to me on VV day of November 1901; that said child has been (male or female.)
named Velma Colbert, and is now living.

M. E. Colbert.

WITNESSES TO MARK:

(Must be Two Witnesses)

Subscribed and sworn to before me this 14 *day of* February 190V

H B Rowley
NOTARY PUBLIC

AFFIDAVIT OF ATTENDING PHYSICIAN, OR MIDWIFE.

UNITED STATES OF AMERICA,
INDIAN TERRITORY.
Central District,

I, L W McMorris, a Physician, on oath state that I attended on Mrs. M E Colbert, wife of Theodor Colbert
on the VV day of November, 1901; that there was born to her on said date a female child; that said child is now living and is said to have been
(male or female.)
named Velma Colbert.

L. W. McMorris M.D.

WITNESSES TO MARK:

(Must be Two Witnesses.)

Subscribed and sworn to before me this 10 *day of* February 190V.

H B Rowley
NOTARY PUBLIC.

20

IN RE

Application for Enrollment of

INFANT CHILD.

Theodore W. Colbert Jr.

As a citizen of the

Chickasaw Nation.

Approved ... 1 ....

Commissioner.

53

Department of the Interior,

COMMISSION TO THE FIVE CIVILIZED TRIBES.

IN RE Application for Enrollment, as a citizen of the Choctaw Nation,

Theoden W Colbert, born on the 28 day of August, 1899.

Name of father: Theoden Colbert, a citizen of the Chickasaw Nation.

Name of mother: Mary E Colbert, a citizen of the Choctaw Nation.

Post Office: Konawa I.T.

AFFIDAVIT OF MOTHER.

UNITED STATES OF AMERICA,
INDIAN TERRITORY,
Cent District.

I, Mary E Colbert, on oath, state that I am 19 years of age and a citizen, by Blood, of the Choctaw Nation; that I am the lawful wife of Theoden Colbert who is a citizen, by Blood, of the Chickasaw Nation; that a male child was born to me on the 28 day of August, 1899; that said child has been named Theoden W Colbert and is now living.

Mary E. Colbert.

Subscribed and sworn to before me this 8 day of Sept, 1899

H B Rowley
Notary Public.

AFFIDAVIT OF ATTENDING PHYSICIAN, OR MIDWIFE.

UNITED STATES OF AMERICA,
INDIAN TERRITORY,
Cent District.

I, J R Dunn, a Physician, on oath, state that I attended on Mrs. Mary E Colbert, wife of Theoden Colbert on the 28 day of August, 1899; that there was born to her on said date a male child; that said child is now living and is said to have been named Theoden W Colbert

J R Dunn M.D.

Subscribed and sworn to before me this 8 day of Sept, 1899.

H B Rowley
Notary Public.

7-53

Muskogee, Indian Territory, March 29, 1905.

Theodore Colbert,

Kiowa, Indian Territory.

Dear Sir:

Receipt is hereby acknowledged of the affidavits of Mary E. Colbert and L. W. McMorriss to the birth of Harold W. Colbert, son of Theodore and Mary E. Colbert, March 6, 1904, and the same have been filed with our records as an application for the enrollment of said child.

Respectfully,

Chairman.

EMPTY

55 Clay H. Jones et al choc

Department of the Interior
Commission to the Five Civilized Tribes
Ada, I.T. November 12, 1902.

Choctaw 55.

In the matter of the application for enrollment as a citizen by intermarriage of the Choctaw Nation of Clay H. Jones.

Clay H. Jones being first duly sworn testified as follows:

Examination by the Commission

Q What is your name? A Clay H. Jones.
Q What is your age? A Thirty-one I believe.
Q What is your post office address? A Roff.
Q How long have you resided in the Chickasaw Nation? A Eight years
Lived here continuously for the past eight years? A Yes, sir.
Q Never have made your home anywhere else during that time? A No, si
Q Do you claim intermarried rights in the Choctaw Nation? A Yes sir.
Q What is the name of your Choctaw wife? A Pearl Zulick or Pearl Roff.
Q She is a recognized and enrolled citizen of the Choctaw Nation? A Yes, sir.
Q Her rights have never been questioned? A No, sir.
Q When were you married to Pearl Roff? A In '95.
Q Where was this marriage ceremony performed? A At Davis.
Q In the Chickasaw Nation? A Yes, sir.
Q Were both you and your wife Pearl Roff bonafide residents of the Chickasaw Nation at that time? A Yes, sir.
Q Were you married in accordance with the Chickasaw law? A No, sir.
Q Did you obtain a marriage license? A Yes; a United States license.
Q Married her under that license? A Yes, sir.
Q Who performed the ceremony? A I forget the man's name at Davis, he was a minister there.
Q Where did you get that license? A Ardmore.
Q From the United States Court there, clerk's office? A Yes, sir.
Q That is the only time you have married this woman? A Yes, sir.
Q That is the only license you ever procured? A Yes, sir.
Q I believe you said that at the time both you and your wife were residents of the Chickasaw Nation? A Yes, sir.
Q Were you ever married before your marriage to Pearl Roff? A No, sir.
Q Was she ever married before her marriage to you? A No, sir.
Q Since your marriage in 1895 have you lived together continuously as husband and wife? A Yes, sir.
Q There has been no separation, abandonment or divorce? A No, sir.
Q You are at present living together as husband and wife? A Yes, sir
Q And are bonafide residents of the Chickasaw Nation? A Yes, sir.

G. Rosenwinkel being duly sworn on his oath states that as stenographer to the Commission to the Five Civilized Tribes he reported in full all the proceedings had in the above entitled cause on November 12, 1902, and that the above and foregoing is a full, true and correct transcript of his stenographic notes in said cause on said date.

G. Rosenwinkel

Subscribed and sworn to before me this 22 day of January 1903.

Charles H. Sawyer

Notary Public.

Ex 5

7-55.

DEPARTMENT OF THE INTERIOR,
COMMISSION TO THE FIVE CIVILIZED TRIBES.

EK
QR C

In the matter of the application for the enrollment of Clay N. Jones as a citizen by intermarriage of the Choctaw Nation.

---D E C I S I O N---

It is shown by the census card record in this case that application was made to the Commission at its session held at Stonewall, Indian Territory, commencing September 1, and ending September 8, 1898, for the enrollment of Clay N. Jones as a citizen by intermarriage of the Choctaw Nation. Further proceedings in the matter of said application were had at Ada, Indian Territory, on November 12, 1902.

It further appears from the record in this case that the applicant herein is a white man, having no Indian blood, and that he claims the right to enrollment as a citizen by intermarriage of the Choctaw Nation by reason of his marriage in 1895 under a United States license to Pearl Jones (nee Roff), a recognized and enrolled citizen by blood of the Choctaw Nation.

It does not appear from the evidence submitted in this case or the records in the possession of the Commission that the applicant herein has ever been recognized or enrolled by the tribal authorities of the Choctaw Nation as a citizen of said Nation, or that he has ever been admitted to citizenship in the Choctaw Nation by the legally constituted authorities of said Nation, nor does it appear that he has ever been admitted to citizenship in said Nation by the Commission to the Five Civilized Tribes, or by the United States Court in Indian Territory in accordance with the provisions of the Act of Congress approved June 10, 1896 (29 Stat., 321) nor does it appear that the applicant herein was ever married to his Choctaw wife in accordance with the laws, customs and usages of the Chickasaw Nation, in which nation both parties resided at the time of their said marriage.

It is, therefore, the opinion of this Commission that the application for the enrollment of Clay N. Jones as a citizen by intermarriage of the Choctaw Nation should be denied in accordance with the provisions of the Act of Congress approved June 28, 1898 (30 Stat., 495), and it is so ordered.

COMMISSION TO THE FIVE CIVILIZED TRIBES.

Chairman.

COMMISSIONER.

COMMISSIONER.

COMMISSIONER.

Muskogee, Indian Territory,
JUL 30 1903

Choctaw-55

COPY

Muskogee, Indian Territory, July 30, 1903.

Clay H. Jones,

Bokchito, Indian Territory.

Dear Sir:

There is herewith enclosed a copy of the decision of the Commission to the Five Civilized Tribes denying the application made by you for enrollment as a citizen of the Choctaw Nation.

The decision, with a copy of the proceedings had in the case is this day transmitted to the Secretary of the Interior for review. The final decision of the Secretary will be made known to you as soon as the Commission is informed of the same.

Respectfully,

T. B. Needles.
Commissioner in Charge.

Registered.
Enc.HG.53/30

Choctaw-55

COPY

Muskogee, Indian Territory, July 30, 1903.

Mansfield, McMurray & Cornish,

Attorneys for the Choctaw and Chickasaw Nations,

South McAlester, Indian Territory.

Gentlemen:

There is herewith enclosed a copy of the decision of the Commission to the Five Civilized Tribes denying the application for the enrollment of Clay H. Jones, as a citizen of the Choctaw Nation.

The decision, with a copy of the proceedings had in the case is this day transmitted to the Secretary of the Interior for review. The final decision of the Secretary will be made known to you as soon as the Commission is informed of the same.

Respectfully,

T. B. Needles.

Commissioner in Charge.

Enc.HC.54/30

COPY.

Muskogee, Indian Territory, July 30, 1903.

The Honorable

The Secretary of the Interior.

Sir:

There is herewith transmitted the record of proceedings in the matter of the application made by Clay H. Jones, for enrollment as a citizen of the Choctaw Nation, including the decision of the Commission, dated July 30, 1903, denying said application.

Respectfully,

T. B. Needles.
Commissioner in Charge.

Choctaw-55

Through the
Commissioner of Indian Affairs.

COPY.

W.C.F.

DEPARTMENT OF THE INTERIOR. E.A.F.

WASHINGTON. November 14, 1903.

D.C. 32036,
I.T.D. 7280-1903.
L.R.S.

Commission to the Five Civilized Tribes,

Muskogee, I. T.

Gentlemen:

July 30, 1903, you transmitted the record in the matter of the application for enrollment of Clay H. Jones as a citizen by intermarriage of the Choctaw Nation, including your decision of that date, denying the application.

It appears from the record that the applicant is a white man, and that he claims the rights to enrollment as a citizen by intermarriage of the Choctaw Nation, by reason of his marriage in 1895, under a United States license, to Pearl Roff, a recognized and enrolled citizen by blood of the Choctaw Nation. It does not appear that the applicant herein has ever been admitted to citizenship in the Choctaw Nation by the tribal authorities thereof, the Commission to the Five Civilized Tribes, or the United States Court in the Indian Territory. Neither does it appear that the applicant herein was married to his Choctaw wife in accordance with the laws, usages and customs of the Choctaw or Chickasaw Nations.

Reporting October 10, the Commissioner of Indian Affairs recommends approval of your decision. A copy of his letter is inclosed.

The Department affirms your decision.

Respectfully,

Thos. Ryan,

Acting Secretary.

1 inclosure.

(COPY)

DEPARTMENT OF THE INTERIOR,

OFFICE OF INDIAN AFFAIRS,

Washington, Oct. 10, 1903.

Land
48985--1903.

The Honorable,

The Secretary of the Interior.

Sir:-

There is transmitted herewith, for your consideration, the record of the Commission to the Five Civilized Tribes, in the matter of the application for enrollment of Clay H. Jones, as a citizen by intermarriage of the Choctaw Nation.

It appears from the record in this case that the applicant herein is a white man having no Indian blood, and that he claims the right to enrollment as a citizen by intermarriage of the Choctaw Nation by reason of his marriage in 1895 under a United States license to Pearl Jones, nee Roff, a recognized and enrolled citizen by blood of the Choctaw Nation. It appears also that this applicant is not a recognized or enrolled citizen of the Choctaw Nation, nor does it appear that the applicant herein was ever married to his Choctaw wife in accordance with the laws, customs and usages of the Choctaw Nation, in which Nation both parties resided at the time of their said marriage .

These being the facts it is the opinion of this office that the decision of the commission rejecting Clay M. Jones, as a citizen by intermarriage of the Choctaw Nation is correct, and I concur in that finding and recommend its approval.

Very respectfully,

W. A. Jones,

Commissioner.

C.T.C.(E.)

COPY. Choctaw-55.

Muskogee, Indian Territory, November 30, 1903.

Clay H. Jones,

Bokchito, Indian Territory.

Dear Sir:

You are hereby notified that the Secretary of the Interior, under date of November 14, 1903, affirmed the decision of this Commission, dated July 30, 1903, refusing your application for enrollment as a citizen by intermarriage of the Choctaw Nation.

Respectfully,
(SIGNED).

Tams Bixby.

Chairman.

COPY. Choctaw-55.

Muskogee, Indian Territory, November 30, 1903.

Mansfield, McMurray & Cornish,

Attorneys for the Choctaw and Chickasaw Nations,

South McAlester, Indian Territory.

Gentlemen:

You are hereby notified that the Secretary of the Interior, under date of November 14, 1903, affirmed the decision of this Commission, dated July 30, 1903, refusing the application of Clay H. Jones, for enrollment as a citizen by intermarriage of the Choctaw Nation.

Respectfully,

(SIGNED).

Tams Bixby.

Chairman.

7 - 55

CHOCTAW

32

IN RE
THE DEATH OF

Anna Nadine Jones
a citizen of the

Choctaw *Nation.*

Approved NOV 14 1902 *190*

Commissioner.

DEPARTMENT OF THE INTERIOR,
COMMISSION TO THE FIVE CIVILIZED TRIBES.
FILED
NOV 14 1902
ACTING CHAIRMAN

CHOC.

55

DEPARTMENT OF THE INTERIOR.

COMMISSION TO THE FIVE CIVILIZED TRIBES.

In the matter of the death of Anna Madge Jones
(Here insert name of deceased.)

a citizen of the Choctaw Nation, who formerly resided at or near
Ross
(Here insert name of postoffice.)
, Ind. Ter., and died on the 13 day of
April , 1899

AFFIDAVIT OF RELATIVE.

UNITED STATES OF AMERICA,
INDIAN TERRITORY,
Southern District.

I, Clay S. Jones, on oath state that I am 31 years of age and a citizen, by Marriage, of the Choctaw Nation; that my post office address is Ross
(Here insert name of post office.)
, Ind. Ter.; that I am
father
(State relationship as the father; an uncle; a cousin, etc.)
of Anna Madge Jones,
(Here insert name of deceased.)
who was a citizen, by blood, of the Choctaw Nation; and that said Anna Madge Jones
(Here insert name of deceased.)
died on the 13 day of April, 1899

Clay S. Jones

WITNESSES TO MARK:

(Must be Two Witnesses etc.)

Subscribed and sworn to before me this 13 day of November 1902

R B Jamison
Notary Public.

AFFIDAVIT OF ACQUAINTANCE.

UNITED STATES OF AMERICA,
INDIAN TERRITORY,
Southern District.

I, Charles A Cushman, on oath state that I am 35 years of age, and a citizen, by Marriage, of the Choctaw Nation; that my post office address is Ross
(Here insert name of post office.)
Ind. Ter.; that I was personally acquainted with Anna Madge Jones
(Here insert name of deceased.)
who was a citizen, by blood, of the Choctaw Nation; and that said Anna Madge Jones
(Here insert name of deceased.)
died on the 13 day of April, 1899.

C A Cushman

WITNESSES TO MARK:

(Must be Two Witnesses.)

Subscribed and sworn to before me this 12 day of November 1902

R B Jamison
Notary Public.

CHOCTAW. 6354 20

IN RE

Application for Enrollment of

INFANT CHILD

Charles Raymond Jones

as a citizen of the

CHOCTAW. Nation.

Approved SEP 22 1900 190

Commissioner.

P

DEPARTMENT OF THE INTERIOR.
COMMISSION TO THE FIVE CIVILIZED TRIBES.
FILED
SEP 22 1900

CHOCTAW.
55.

Department of the Interior,

COMMISSION TO THE FIVE CIVILIZED TRIBES.

IN RE Application for Enrollment, as a citizen of the Choctaw Nation,
of Charles Raymond Jones (Here insert name of child) born on the 26 day of June, 1900
Name of Father: C A Jones, a citizen of the Choctaw Nation.
Name of Mother: Julika Pearl Jones a citizen of the Choctaw Nation.
Postoffice, Roff, I T

AFFIDAVIT OF MOTHER.

UNITED STATES OF AMERICA, }
INDIAN TERRITORY.
Southern District. }

I, Julikie Pearl Jones, on oath state that I am 23 years of age and a citizen, by Blood, of the Choctaw Nation; that I am the lawful wife of C A Jones, who is a citizen, by Marriage, of the Choctaw Nation; that a Male (male or female) child was born to me on the 26 day of June, 1900; that said child has been named Charles Raymond Jones, and is now living.

Julika Pearle Jones

WITNESSES TO MARK

(Must be Two Witnesses) }

Subscribed and sworn to before me this 4th day of Aug, 1900

John A. Clark
NOTARY PUBLIC

AFFIDAVIT OF ATTENDING PHYSICIAN, OR MIDWIFE.

UNITED STATES OF AMERICA, }
INDIAN TERRITORY.
Southern District. }

I, B F Speer, a Physician, on oath state that I attended on Mrs. Pearle Jones, wife of C A Jones, on the 26 day of June, 1900, that there was born to her on said date a Male (male or female) child; that said child is now living and is said to have been named Charles Raymond Jones.

Boston I. T. Speer

WITNESSES TO MARK:

(Must be Two Witnesses) }

Subscribed and sworn to before me this 4th day of August, 1900

John A. Clark
NOTARY PUBLIC.

COMMISSIONERS
HENRY L. DAWES,
TAMS BIXBY,
THOMAS B. NEEDLES,
C. R. BRECKINRIDGE.

ALLISON L. AYLESWORTH,
SECRETARY

DEPARTMENT OF THE INTERIOR,

COMMISSION TO THE FIVE CIVILIZED TRIBES.

Muskogee, Indian Territory, July 21, 1900.

Mr. Clay H. Jones,

Roff, Indian Territory,

Dear Sir:

The Commission will open a Land Office at Atoka in the Choctaw Nation some time during the month of September, 1900, at which time and place Choctaws and Chickasaws may make preliminary selections of their homestead allotments. Before this time, it is desired that you furnish the Commissionwith either the original or a certified copy of the marriage license and certificate by which you were married to Pearl Jones, and alsothe proof of birth of your daughter, Anna Madge. There is inclosed you herewith a blank birth certificate. In having the same executed, please see that all names are written in full, all blanks filled out, both affidavits provided thereon executed before a Notary Public and the Notary's name and seal attached to each affidavit. Signatures by mark must be attested by two witnesses. It will be necessary to have this proof of marriage and of the birth of your daughter, before you can be allowed to make selection of your allotments. There is inclosed you herewith an envelope for reply which requires no postage. Please answer on this sheet.

7-58.

Yours truly,

[illegible]

Acting Chairman.

Rcf I.T.
Aug 7-1900

Commission to The Five Civilized Tribes

Sirs: In reply to your favor of July 31 I send you certificate of our child born since the enrollment of Anna Madge Jones. She being dead I have had filled out birth certificate for our other child, Charles Raymond Jones, as to my certificate of marriage I have referred the matter to Mr. A. Tell of Atoka who will write you.

Very Respty
C. H. Jones

DEPARTMENT OF THE INTERIOR,
COMMISSION TO THE FIVE CIVILIZED TRIBES.
FILED
AUG 11 1900

56 Joanna Riley Granted Choc

57-A Nail, Abraham E. et al Choc

CC # 6078

Docket does not give
names [illegible] parties
in case [illegible]

No 57

No. 84

[illegible] et al

VERSUS

Choctaw Nation

Copy of Order of Court.

P. B. STONER, Clerk.

By Deputy.

FILED
AUG 20 1897
[illegible] Jacoway
SEC'Y.

THE WITHIN IS A TRUE COPY from the Record of an Order made by said Court on the 26" day of Aug., A. D. 1897.

~~P. B. STONER, Clerk.~~

By E. J. Fannin ~~Deputy~~ Clerk.

COPY OF ORDER OF COURT.

United States of America,
INDIAN TERRITORY,
CENTRAL DISTRICT. } ss.

IN THE UNITED STATES COURT in the Indian Territory, Central District, at a term thereof begun and held at South McAlester, , in the Indian Territory, on the 26th. day of August, A. D. 1897 ; Present, the Honorable Wm. H. H. Clayton, Judge of said Court.

The following order was made and entered of record, to-wit:

Abraham Nail et al,
vs 84. JUdgment.
Choctaw Nation.

On this 26th. day of August, A. D. 1897, the same being one of the days of the regular April, 1897, term of this court, this cause came on for trial, and the plaintiffs and defendant appeared by their aptorneys and announced ready for trial, and this cause is by agreement submitted to the court for decision and the court having heard the evidence on the part of both plaintiffs and defendant, and being well and fully advised in the premises, doth find, that Abraham H. Nail, his wife Matilda J. Nail, his son John Nail, His son James P. Nail, his son Aaron L. Nail, and Lizzie Nail are citizensof the Choctaw Nation; that the said Lizzie Nail and Matilda J. Nail are citizens of said Choctaw Nation by intermarriage, and that Abraham H. Nail, John Nail, James P. Nail, and Aaron Nail are citizens by blood and that all of said parties reside in the Indian Territory; that William Nail and his wife Letha Nail reside in the state of Texas and are not entitled to citizenship in the Choctaw Nation.

It is therefore by the court, considered, adjudged and decreed that the said Abraham H. Nail, Matilda J. Nail, John Nail, James P. Nail, Aaron Nail and Lizzie Nail, be and hereby are admitted to citizenship in the Choctaw Nation with all the rights, privileges and benefits of such citizens as aforesaid, and that the said William Nail and Letha Nail be excluded and barred from such citizenship.

It is further ordered, adjudged and decreed that each party hereto pay such costs as by such party have been laid out and expended in this case, and it is further ordered that a certified copy of this judgment be, by the clerk of this court, transmitted to the Commission to the Five Civilized Tribes, and that the parties for whom judgment is rendered herein be placed upon the rolls prepared or to be prepared by said Commission, and that the parties against whom judgment is herein given be excluded from said rolls.

No. 57

RECEIPT

FOR ORIGINAL PAPERS IN THE CASE OF

Abraham Nail papers

VS.

Chootaw Nation. *Nation.*

Received and filed this *day of*

189

Secretary.

SENATOR JOB POINT PORT SMITH

c 209

RECEIVED of H. M. Jacoway, jr., Secretary to The Commission to the Five Civilized Tribes, the original papers, in the cause of

Abraham H. Nail vs. Choctaw Nation, as follows:

Testimony of C. H. Frazier	(4025I)
Testimony of A. H. Nail	(4025I)
Affidavit of Mr. & Mrs Borgen	(4025I)
Application of A. H. Nail before Agent Bennett	(4025I)
An act rejecting the application of A. H. Nail	(4025I)
One affidavit	(4025I)
Affidavit of S. P. Perry	(4025I)
Petition of A. H. Nail	(4025I)
Letter of A. B. Person	(4025I)
Letter of Leo. Bennett	(4025I)
Petition to Council Choctaw Nation	(4025I)
Opinion of Leo Bennett	(4025I)

WITNESS my hand and official seal at To. McAlester

this the 13" day of July 1897

E. J. Fannin

Clerk

No. 57

RECEIPT

FOR ORIGINAL PAPERS IN THE CASE OF

Abraham Nail Estate

VS.

Choctaw

Nation.

Received and filed this day of

189

Secretary.

SENTINEL JOB PRINT FORT SMITH

RECEIVED of H. M. Jacoway, jr., Secretary to The Commission to the Five Civilized Tribes, the original papers, in the cause of

vs. Choctaw Nation, as follows:

Application

Answer

Judgment

WITNESS my hand and official seal at South McAlester

this the 22nd day of Feby 1897

H. B. Thurman

DEPUTIES.

C. E. ATKINSON, South McAlester.
M. L. STONER, South McAlester.
A. B. McCANS, Antlers.
G. R. EDWARDS, Atoka.
F. H. CARR, Cameron.

United States Court in the Indian Territory,

Central District.

P. B. Stoner, Clerk.

TERMS OF COURT.

SOUTH McALESTER: Second Tuesday in September and April.
ATOKA: Second Tuesday in November and First Tuesday in March.
ANTLERS: First Tuesday in December and Second Tuesday in May.
CAMERON: Second Tuesday in October and February.

South McAlester, Ind. T., Jan. 11th 1897.

To the Honorable Dawes Commission,

Fort Smith, Ark.

Sir:

You are hereby notified that Abraham H Nail et al has taken an appeal to this court from the decision rendered by you on the application of Abraham H Nail et al

vs the Choctaw Nation, for enrollment as a citizen of said Nation.

You will at the earliest time practicable, transmit to this court a transcript of all the entries on your docket relating thereto, together with the original papers, depositions and testimony therein and your decision on said application.

Yours very respectfully.

P B Stoner
Clerk

57-B wm. Oscar McClung et al Granted Choc

DEPARTMENT OF THE INTERIOR.
COMMISSION TO THE FIVE CIVILIZED TRIBES.

In the matter of the application for the enrollment as a citizen by intermarriage of the Choctaw Nation of---

WILLIE McCLUNG. 7--57.

Department of the Interior
Commission to the Five Civilized Tribes
Chickasha, I.T. October 15, 1902.

Choctaw 57.

In the matter of the application for enrollment as a citizen by intermarriage of the Choctaw Nation of Willie McClung.

Willie McClung being first duly sworn testified as follows:

Examination by the Commission

Q What is your name? A Willie McClung.
Q How old are you? A Thirty-six.
Q What is your post office address? A Rush Springs.
Q Chickasaw Nation? A Yes, sir.
Q How long have you lived in the Chickasaw Nation? A Since '93.
Q Have you lived in the Chickasaw Nation continuously since '93? A Yes, sir.
Q Have not maintained a residence any other place? A No, sir.
Q You are an applicant for enrollment as a citizen by intermarriage of the Choctaw Nation? A Yes, husband
Q What is the name of your Choctaw~~xxxx~~ through whom you claim your right to enrollment? A William Oscar McClung.
Q Is he living? A Yes, sir.
Q He is a recognized citizen of the Choctaw Nation? A Yes, sir.
Q You never have heard of his rights as a citizen of the Choctaw Nation being questioned in any manner? A No, sir.
Q When were you married to him? A '93.
Q What place? A In Texas, in Limestone County
Q Where were you living at the time of your marriage? A Texas.
Q Where was your husband living? A In the Indian Territory.
What Nation? A Chickasaw Nation.
How long had he been living in the Chickasaw Nation? A Ever since he was born.
Q Were you married to him under a license procured in the state of Texas or under a Chickasaw license? A Procured in Texas.
Q You never were married to him under a Chickasaw license? A No, sir.
Q You were never married to him but one time and that was under a license procured in Limestone County, Texas? A Yes, sir.
Q Were you ever married before you married him? A No, sir.
Q Was he ever married before his marriage to you? A No, sir.
Q Have you lived together continuously since your marriage in 1893? A Yes, sir.
Q Are you living together as husband and wife at t is time? A We are separated under present circumstances. He is in Fort Leavenworth in the penitentiary.
Q How long has he been in the Fort Leavenworth penitentiary? A Ever since 1900.
Q Never has been any separation or divorce? A No, sir.

Q His bonafide residence as well as yours is in the Chickasaw Nation in Indian Territory at this time ? A Yes, sir.

G. Rosenwinkel being duly sworn on his oath states that as stenographer to the Commission to the Five Civilized Tribes he reported in full all the proceedings had in the above entitled cause on October 13, 1902, and that the above and foregoing is a full, true and correct transcript of his stenographic notes in said cause on said date of October.

G Rosenwinkel

Subscribed and sworn to before me this 28 day of October 1902.

C A Hamm

Notary Public.

— 16

Marriage License.

W. O. McClung

AND

Miss Willie Howard

Issued the 6th day of Nov 1893

J. F. Guynes

Clerk County Court LIMESTONE Co.

By W. L. Bond Deputy

Filed the 16 day of Nov 1893

J. F. Guynes

Clerk County Court LIMESTONE Co.

By W. L. Bond Deputy

Recorded in Book E Page 398 of Marriage Records

DEPARTMENT OF THE INTERIOR,
COMMISSION TO THE FIVE CIVILIZED TRIBES.
FILED
AUG 11 1900

[signature] ACTING CHAIRMAN.

6353

No. 1

To any Regularly Licensed or Ordained Minister of the Gospel, Jewish Rabbi, Judge of District or County Court, or any Justice of Peace in and for LIMESTONE County, Greeting:

You are Hereby Authorized to Solemnize the

RITES OF MATRIMONY

Between Mr. W. O. McClung and Miss Willie Howard

and make due return to the Clerk of the County Court of said County, within sixty days thereafter, certifying your action under this License.

Witness my official signature and seal of office, at office in GROESBEECK the 6 day of Nov 1893

J. T. Grymes Clerk of County Court LIMESTONE County

By [illegible] Deputy

I J B Howard hereby certify that on the 6th day of Nov 1893
I united in Marriage W. O. McClung
and Willie Howard the parties above named.
Witness my hand this 6th day of Nov 1893
J B Howard Justice
of the Peace L. Co.

Returned and filed for record the 16 day of Nov 1893
and recorded the 16 day of Nov 1893
W. L. Bond Deputy J. F. Guynes County Clerk

A 109 CLASS 5.

Clarke & Courts, Stationers, Printers & Lithographers, Galveston.

THE STATE OF TEXAS,
COUNTY OF LIMESTONE. } I, W. L. BOND, Clerk

County, Texas, do hereby certify that the foregoing instrument of writing is a true and correct copy of the record of Marriage License of W. O. McClung and Miss Willie Howard as the same appears of record in Vol. E page 398, Record of Marriage Licenses for Limestone County, Texas.

WITNESS my hand and seal of office, this the 10th day of August 1900

W. L. Bond
Clerk County Court, Limestone County, Texas.

BEFORE THE COMMISSION TO THE FIVE CIVILIZED TRIBES.

In the matter of the application for the enrollment of Willie McClung as a citizen by intermarriage of the Choctaw Nation, Choctaw Field No.57.

- - - - - - -

We hereby request, on behalf of the Choctaw and Chickasaw Nations, that final decision in this case be postponed until final decision by the Choctaw and Chickasaw Citizenship Court in the case of Preston Early, et al., vs. Choctaw and Chickasaw Nations, No.64 on the South McAlester Docket, in which the said court will decide the question of the citizenship rights by intermarriage, if any, of those white persons who intermarried with citizens by blood of the Choctaw Nation not in accordance with the tribal laws, which question is involved in the case to which this communication refers.

This request is filed under authority granted by the Honorable Secretary of the Interior in his communication to the Commission to the Five Civilized Tribes upon the subject, dated November 18, 1903.

Attorneys for the Choctaw & Chickasaw Nations.

January 25, 1904.

Choctaw 57.

In the matter of the enrollment of Willie McClung as an intermarried citizen of the Choctaw Nation.

PROTEST of
Choctaw and Chickasaw Attorneys.

Protest overruled.

DEPARTMENT OF THE INTERIOR.
COMMISSION TO THE FIVE CIVILIZED TRIBES.
FILED
FEB 8 1904

NG

7-57

DEPARTMENT OF THE INTERIOR;
COMMISSION TO THE FIVE CIVILIZED TRIBES.

In the matter of the application for the enrollment of Willie McClung as a citizen by intermarriage of the Choctaw Nation.

-: D E C I S I O N :-

It is shown by the census card record in this case that on September 7, 1898 the applicant, Willie McClung, (nee Howard) appeared before the Commission and made personal application for enrollment as a citizen by intermarriage of the Choctaw Nation. Further proceedings were had in the matter of this application at Chickasha, Indian Territory, on October 16, 1902.

It appears from the evidence herein and the records in possession of the Commission that the applicant herein, a white woman, was on November 6, 1893, married in accordance with the laws of the State of Texas to Wm. Oscar McClung, a recognized and enrolled citizen by blood of the Choctaw Nation, whose name appears as number 103 upon the lists prepared by this Commission, under the act of Congress approved July 1, 1902 (32 Stat., 641), of persons entitled to enrollment as citizens by blood of the Choctaw Nation and approved by the Secretary of the Interior on December 12, 1902.

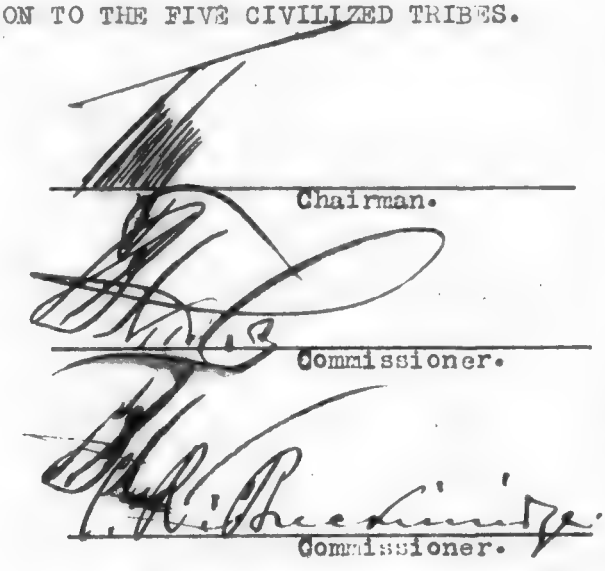
It further appears that at the time of said marriage the applicant herein was a resident of the State of Texas and the said Wm. Oscar McClung was a resident of the Chickasaw Nation; that immediately after said marriage the applicant removed with her said husband to the Chickasaw Nation where they lived together continuously as husband and wife until 1900 when the said Wm. Oscar McClung was sent to the penitentiary; and that the applicant had continued to reside in the Chickasaw Nation and had remained the wife of the said Wm. Oscar McClung up to and including September 25, 1902.

It appears from an examination of the tribal rolls of the Choctaw Nation in the possession of the Commission that the applicant, Willie McClung, is identified upon the 1896 Choctaw Census Roll, Chickasaw District, number 14884, enrolled thereon as a citizen by intermarriage of said nation.

It is, therefore, the opinion of this Commission

that following the ruling of the Department in the case of Ella Jones, (I.T.D. 6818-1904), Willie McClung should be enrolled as a citizen by intermarriage of the Choctaw Nation, in accordance with the provisions of the Acts of Congress approved June 28, 1898, (30 Stat., 495), and July 1, 1902, (32 Stat., 641), and it is so ordered.

COMMISSION TO THE FIVE CIVILIZED TRIBES.



Chairman.

Commissioner.

Commissioner.

Muskogee, Indian Territory.

OCT 15 1904

7-57

COPY.

Muskogee, Indian Territory, October 15, 1904.

Willie McClung,

Rush Springs, Indian Territory.

Dear Madam:

Enclosed herewith you will find a copy of the decision of the Commission to the Five Civilized Tribes, rendered October 15, 1904, granting your application for enrollment as a citizen by intermarriage of the Choctaw Nation.

The attorneys for the Choctaw and Chickasaw Nations have been furnished a copy of this decision and have been allowed fifteen days from the date of this notice within which to file protest against the action of the Commission in enrolling you as a citizen of the Choctaw Nation. If at the expiration of that time no protest has been filed, your name will be placed upon the final rolls of the citizens of the Choctaw Nation to be submitted to the Secretary of the Interior for his approval.

Respectfully,

SIGNED Tams Bixby.

Chairman.

Registered.

Incl. 7-57

7-57

COPY.

Muskogee, Indian Territory, October 15, 1904.

Mansfield, McMurray & Cornish,

Attorneys for the Choctaw and Chickasaw Nations,

South McAlester, Indian Territory.

Gentlemen:

Enclosed herewith you will find a copy of the decision of this Commission, rendered October 15, 1904, granting the application for the enrollment of Willie McClung as a citizen by intermarriage of the Choctaw Nation.

You are hereby notified that you will be allowed fifteen days from the date of this notice within which to file protest against the action of the Commission in enrolling said applicant as a citizen of the Choctaw Nation. If at the expiration of said time no protest has been filed, her name will be placed upon the final rolls of the citizens of the Choctaw Nation to be submitted to the Secretary of the Interior for his approval.

Respectfully,

(SIGNED) Tams Bixby.

Chairman.

Registered

Imel. 7-57

6353

CHOCTAW.

20

IN RE

Application for Enrollment of

INFANT CHILD

Clarence M. McClung.

as a citizen of the

CHOCTAW. Nation.

Approved, AUG 18 1900 190

Commissioner.

DEPARTMENT OF THE INTERIOR,
COMMISSION TO THE FIVE CIVILIZED TRIBES.
FILED
AUG 18 1900

CHAIRMAN.

CHOCTAW.
57

Department of the Interior,

COMMISSION TO THE FIVE CIVILIZED TRIBES.

IN RE Application for Enrollment, as a citizen of the Chickasaw Nation,
of Clarence Manly McClung, born on the 12th day of November, 1897
(Here insert name of child.)
Name of Father: William Oscar McClung, a citizen of the Chickasaw Nation.
Name of Mother: Willie McClung, a citizen of the Chickasaw Nation.
Postoffice, Palmer

AFFIDAVIT OF MOTHER.

UNITED STATES OF AMERICA,
INDIAN TERRITORY.
Southern District.

I, Willie McClung, on oath state that I am Thirty Four years of age and a citizen, by Marriage, of the Chickasaw Nation; that I am the lawful wife of William Oscar McClung who is a citizen, by Blood, of the ~~Choctaw~~ Chickasaw Nation that a Male (male or female) child was born to me on the 12th day of November, 1897; that said child has been named Clarence Manly McClung, and is now living.

Willie McClung

WITNESSES TO MARK:

(Must be Two Witnesses)

Subscribed and sworn to before me this 7th day of augt, 1900.

J T Hill
NOTARY PUBLIC.

AFFIDAVIT OF ATTENDING PHYSICIAN, OR MIDWIFE.

UNITED STATES OF AMERICA,
INDIAN TERRITORY.
Southern District.

I, Emma McClung, a Midwife, on oath state that I attended on Mrs. Willie McClung, wife of William Oscar McClung, on the 12th day of November, 1897, that there was born to her on said date a Male (male or female) child; that said child is now living and is said to have been named Clarence Manly McClung.

Emma McClung

WITNESSES TO MARK:

(Must be Two Witnesses)

Subscribed and sworn to before me this 7th day of augt, 1900.

J T Hill
NOTARY PUBLIC.

IN RE

Application for Enrollment of

INFANT CHILD

Jannie Dell McClung

as a citizen of the

Choctaw Nation.

Approved MAY 24 1900 190

Commissioner.

FILED
APR 9 1900
COMMISSION TO FIVE TRIBES.

clwc.
57

Department of the Interior,

COMMISSION TO THE FIVE CIVILIZED TRIBES.

IN RE Application for Enrollment, as a citizen of the Choctaw Nation,
of Fannie Dell McClung, born on the 15 day of February, 1900
(Here insert name of child.)
Name of Father: W. O McClung, a citizen of the Choctaw Nation.
Name of Mother: Willie McClung, a citizen of the Choctaw Nation.
Postoffice.

AFFIDAVIT OF MOTHER.

UNITED STATES OF AMERICA,
INDIAN TERRITORY.
District.

I, Willie McClung, on oath state that I am (34) Thirty four years of age and a citizen, by Marriage, of the Choctaw Nation; that I am the lawful wife of W. O. McClung, who is a citizen, by blood, of the Choctaw Nation; that a female child was born to me on the 15 day of February, 1900; that said child has been named Fannie Dell McClung, and is now living.

(male or female)

WITNESSES TO MARK:

(Must be Two Witnesses)

Willie McClung

Subscribed and sworn to before me this 31 day of March, 1900

H. B. Webster
NOTARY PUBLIC.

AFFIDAVIT OF ATTENDING PHYSICIAN, OR MIDWIFE.

UNITED STATES OF AMERICA,
INDIAN TERRITORY.
District.

I, S. E. Lewis, a Practicing Physician, on oath state that I attended on Mrs. Willie McClung, wife of W. O. McClung on the 15 day of February, 1900; that there was born to her on said date a female child; that said child is now living and is said to have been named Fannie Dell McClung

S. E. Lewis

WITNESSES TO MARK:

(Must be Two Witnesses)

Subscribed and sworn to before me this 31 day of March, 1900

H. B. Webster
NOTARY PUBLIC.

58	Daniel	H. Carr	et al	Granted	Choc

DEPARTMENT OF THE INTERIOR,

COMMISSION TO THE FIVE CIVILIZED TRIBES.

The record in the matter of the application for the enrollment as a citizen by intermarriage of the Choctaw Nation of -

DANIEL H. CARR, - - Choctaw - 58.

Department of the Interior
Commission to the Five Civilized Tribes
Ardmore, I. T. October 31,1902.

Choctaw 58.

In the matter of the application for enrollment as a citizen by intermarriage of the Choctaw Nation of Daniel H. Carr.

Daniel H. Carr being first duly sworn testifiedas follows:

Examination by the Commission

Q What is your name? A Daniel H. Carr.
Q What is your age? A Fifty-five.
Q What is your post office address? A Sulphur.
Q You claim to be an intermarried citizen? A Yes,sir.
Q Of which Nation? A Choctaw.
Q You made application to the DawesCommission in 1896 for citizenship as an intermarried citizen did you not? A Yes,sir.
Q Were you admitted by the Dawes Commission at that time? A Yes,sir
Q Was there any appeal taken in your case? A No,sir.
Q Where were you living at the time you were admitted by the Dawes Commission in 1896? A My home was where it is now but I think temporarily I was living at that time, at Guertie.
Q You were in the Choctaw-Chickasaw country? A Yes,sir.
Q Have you continued to make your home in the Choctaw-Chickasaw country since theat time up to the present? A Yes,sir.
Q Have not been outside of the Territory to establish a home or make a residence? A No,sir.
Q What is the name of your wife through whom you claim citizenship? A Lillie McClung.
Q She is still living? A Yes,sir.
Q Have you and your wife continued to reside together since the date of your marriage up to the present time? A About seven year ago we were separated for about seven months on account of her being in bad health and we had lost a couple of children.
Q There wasno separation such as severing the family relations and family ties? A No,sir; only for about seven months she went to her children.
Q You and your wife living together at the present time? A Yes, sir.

G. Rosenwinkel being duly sworn on his oath states that as stenographer to the Commission to the Five Civilized Tribes he reported in full all the proceedings had in the above entitled cause on ~~October 31,1902~~, and that the above and foregoing is a full, true and correct transcript of his stenographic notes in said cause on said date.

G Rosenwinkel

Subscribed and sworn to before me this 15 day of December 1902.

Charles N Sawyer

Notary Public.

RMM
GBR

7 - 58.

DEPARTMENT OF THE INTERIOR,
COMMISSION TO THE FIVE CIVILIZED TRIBES.

In the matter of the application for the enrollment of Daniel H. Carr as a citizen by intermarriage of the Choctaw Nation.

D E C I S I O N .

It is shown by the census card record in this case that application was made to the Commission at its session held at Stonewall, Indian Territory, commencing September 1 and ending September 8, 1898, for the enrollment of Daniel H. Carr as a citizen by intermarriage of the Choctaw Nation.

It further appears from the evidence submitted in this case and the records in the possession of the Commission that on September 8, 1896, in a case entitled "L. M. McClung, et al. vs. Choctaw Nation", 1896 Choctaw Citizenship Docket, Case No. 1259, application was made to the Commission under the provisions of the Act of Congress approved June 10, 1896 (29 Stats., 321), for the admission of the applicant herein to citizenship in the Choctaw Nation, by reason of his marriage to Lillie McClung Carr, a recognized and enrolled citizen by blood of the Choctaw Nation, whose name appears as No. 107 upon the lists prepared by this Commission under the Act of Congress approved July 1, 1902 (32 Stats., 641) of persons entitled to enrollment as citizens by blood of the Choctaw Nation and approved by the Secretary of the Interior on December 12, 1902; that on December 8, 1896, the applicant herein was admitted to citizenship in the Choctaw Nation by this Commission; that no appeal was taken from said decision, and that said parties have lived together continuously as husband and wife in Indian Territory from the date of their said marriage up to and including September 25, 1902.

It is, therefore, the opinion of this Commission that Daniel H. Carr should be enrolled as a citizen by intermarriage of the Choctaw Nation under the provisions of the Acts of Congress approved June 28, 1898 (30 Stats., 495) and July 1, 1902 (32 Stats., 641), and it is so ordered.

COMMISSION TO THE FIVE CIVILIZED TRIBES,

Chairman

COMMISSIONER.

COMMISSIONER.

Muskogee, Indian Territory,

APR 20 1903

Choctaw 88

COPY.

Muskogee, Indian Territory, April 20, 1903.

Daniel H. Carr,

Sulphur, Indian Territory.

Dear Sir:

Inclosed herewith you will find a copy of the decision of the Commission, rendered April 20, 1903, granting your application for enrollment as a citizen by intermarriage of the Choctaw Nation.

The attorneys for the Choctaw and Chickasaw Nations have been furnished a copy of this decision and have been allowed fifteen days from this date within which to file protest against the action of the Commission in enrolling you as a citizen of the Choctaw Nation. If at the expiration of that time, no protest has been filed, your name will be placed upon the final rolls of the citizens of the Choctaw Nation to be submitted to the Secretary of the Interior for his approval.

Respectfully,

(SIGNED).

Tams Bixby.

Chairman.

Registered.

Enc. I.B.S. 7

COPY.

Choctaw 58

Muskogee, Indian Territory, April 20, 1903.

Mansfield, McMurray & Cornish,

Attorneys for the Choctaw and Chickasaw Nations,

South McAlester, Indian Territory.

Gentlemen:

Inclosed herewith you will find a copy of the decision of theCommission, rendered April 20, 1903, granting the application of Daniel H. Carr, for enrollment as a citizen by intermarriage of the Choctaw Nation.

You are hereby advised that you will be allowed fifteen days from this date within which to file protest against the action of the Commission in enrolling the applicant herein as a citizen of the Choctaw Nation. If at the expiration of that time, no protest has been filed, the name of the applicant will be placed upon the final rolls of the citizens of the Choctaw Nation to be submitted to the Secretary of the Interior for his approval.

Respectfully,

SIGNED

Tams Bixby.

Chairman.

Registered.

Enc. I.B.S. 8

CHOCTAW.

20 INDEXED

IN RE

Application for Enrollment of

INFANT CHILD

Geo. Wm. Carr

as a citizen of

Choctaw Nation.

DEC -2 1901

Approved ... 190..

C. R. Breckinridge.
Commissioner.

DEPARTMENT OF THE INTERIOR,
COMMISSION TO THE FIVE CIVILIZED TRIBES.
FILED
DEC 2 1901

ACTING CHAIRMAN

CHOCTAW.

58

DEPARTMENT OF THE INTERIOR,

COMMISSION TO THE FIVE CIVILIZED TRIBES.

IN RE Application for Enrollment, as a citizen of the Choctaw Nation,
of Geo. William Carr (Here insert name of child.), born on the 9th day of November, 1901
Name of Father: D. H. Carr a citizen of the Choctaw Nation.
Name of Mother: Lilly McClung Carr a citizen of the Choctaw Nation.
Post-office Sulphur I. T.

AFFIDAVIT OF MOTHER.

UNITED STATES OF AMERICA, INDIAN TERRITORY
Southern District.

I, Lilly McClung Carr, on oath state that I am 28 years of age and a citizen, by Birth, of the Choctaw Nation; that I am the lawful wife of Dan H. Carr, who is a citizen, by Marriage, of the Choctaw Nation; that a Male (male or female.) child was born to me on the 9th day of November 1901; that said child has been named George William Carr, and is now living.

Gillie McClung Carr

WITNESSES TO MARK:

(Must be Two Witnesses)

Subscribed and sworn to before me this 25th day of November 1901.

T. F. Gafford
NOTARY PUBLIC

AFFIDAVIT OF ATTENDING PHYSICIAN, OR MIDWIFE.

UNITED STATES OF AMERICA, INDIAN TERRITORY,
Southern District,

I, J. N. Kerley, a Physician, on oath state that I attended on Mrs. Lilly McClung Carr, wife of D. H. Carr on the 9th day of November, 1901; that there was born to her on said date a Male (male or female.) child; that said child is now living and is said to have been named George William.

J. N. Kerley M.D.

WITNESSES TO MARK:

(Must be Two Witnesses.)

Subscribed and sworn to before me this 25th day of November 1901.

T. F. Gafford
NOTARY PUBLIC.

Sulphur Springs Indian Territory
September 8 A.D. 1899

This is to Certify That I am a Practicing Physician. That I am personally acquainted with D H Carr and Lillie Carr Husband and Wife Citizens of the Chickasaw Nation Indian Territory U.S.A. Residents of Sulphur Springs Indian Territory. That on the 3rd day of September A.D. about 10. P Clock P.M. A.D. 1899. I was present as attending Physician to the said Lillie Carr Wife of the said D H Carr. When gave birth to a Female Child further - Born and is a healthy condition, is now living and is named Annie Lee.

Dr J.C. McNees Sr.

Subscribed and sworn to before me this the 8th day of September A.D. 1899

J M Webster
Notary Public
My Commission expires Jan 24 1902

Annie Lee Carr

C ~~[illegible]~~ sau

Choctaw

Approved DEC 13 1899

A S McKenna

Com.

58

Sulphur Springs Indian Territory
Sept 8th A.D. 1899

Personaly appeared before me and being sworn states upon oath and in writing that she is of Lawful age, and a Citizen of the United States, a resident of Sulphur Springs Indian Territory, that she is well acquainted with D.H. Carr and Tillie Carr, Husband and Wife, and Citizens of the Chickasaw Nation Indian Territory that she was present on September 3rd 1899 that the said Tillie Carr Wife of the said D.H. Carr, gave Birth to a Female Child, at about 10 o'clock P.M. the afore said date that the said Child was well formed and apparently healthy. Dr J. C. McNees was the attending Physician. Said child is now living and named Annie Lee [illegible] subscribed and sworn to before me this the 8th day of September A.D. 1899

J M Webster
Notary Public

My Commission expires Jan 24, 1902

IN RE

Application for Enrollment of

INFANT CHILD.

Annie Lee Carr

As a citizen of the

Choctaw Nation.

Approved Oct 6 1899.

Commissioner.

58

Department of the Interior,

COMMISSION TO THE FIVE CIVILIZED TRIBES.

IN RE Application for Enrollment, as a citizen of the Choctaw Nation, of Indian Territory, born on the 3 day of Sept, 1899.

Name of father: D H Carr, a citizen of the Choctaw Nation.

Name of mother: Lillie McClung Carr, a citizen of the Choctaw Nation.

Post Office: Sulphur I T

AFFIDAVIT OF MOTHER.

UNITED STATES OF AMERICA,
INDIAN TERRITORY,
Southern District.

I, Lillie Carr, on oath, state that I am ... years of age and a citizen, by Blood, of the Choctaw Nation; that I am the lawful wife of D H Carr who is a citizen, by Marriage, of the Choctaw Nation; that a child was born to me on the 3rd day of Sept, 1899; that said child has been named Annie Lee, and is now living.

Subscribed and sworn to before me this 9 day of Sept, 1899.

J M Webster
Notary Public.

My Comm Expires Jan 24, 1902

AFFIDAVIT OF ATTENDING PHYSICIAN, OR MIDWIFE.

UNITED STATES OF AMERICA,
INDIAN TERRITORY,
Southern District.

I, J C McNees, a Physician, on oath, state that I attended on Mrs. Lillie Carr, wife of D H Carr on the 3 day of Sept, 1899; that there was born to her on said date a girl child; that said child is now living and is said to have been named Annie Lee.

Dr. J. C. McNees Sr

Subscribed and sworn to before me this 3 day of Sept, 1899.

J M Webster
Notary Public.

7-58

Muskogee, Indian Territory, April 11, 1905.

Daniel H. Carr,

Sulphur, Indian Territory.

Dear Sir:

Receipt is hereby acknowledged of the affidavits of Lillie McClung Carr and E. S. Boyd to the birth of Jessie Redmond carr, son of Daniel H. and Lillie McClung Carr, September 8, 1904, and the same have been filed with our records as an application for the enrollment of said child.

Respectfully,

Commissioner in Charge.

59 John Taylor Granted Choc

no. 2 Transferred from memo #145 Dec 21, 1906

emo.-

DEPARTMENT OF THE INTERIOR,
COMMISSIONER TO THE FIVE CIVILIZED TRIBES.
Muskogee, Indian Territory, September 13, 1905.

In the matter of the alleged application for the enrollment of Cora Taylor as a citizen by intermarriage of the Choctaw Nation.

Appearances:
For the applicant, John Taylor, her husband, and Guy P. Cobb, Attorney, of Ardmore, Indian Territory.
No appearance on behalf of the Choctaw and Chickasaw Nations.

No proof of service of notice upon the attorneys for the Choctaw and Chickasaw Nations of the submission of testimony is filed by the applicant's attorney.

Cora Taylor being first duly sworn testified as follows:
Examination by the Commissioner:

Q What is your name? A Cora Taylor.
Q How old are you? A I will be twenty-one the 27th of July.
Q Where do you live? A Roff, Indian Territory.
Q Are you a white woman? A Yes sir.
Q You claim that you are entitled to enrollment as a citizen by intermarriage of the Choctaw Nation? A Yes sir.
Q What is the name of your Choctaw husband? A John Taylor.
Q Is he an enrolled citizen by blood of the Choctaw Nation?
A Yes sir.
The applicant's husband is identified, John Taylor, Choctaw roll, card No. 59; final roll of citizensby blood of the Choctaw Nation, 112.
Q When did you marry John Taylor.
A I was married in 1902.
Q What month and day? A In February.
Q What day. A The 19th.
Q Were you ever married prior to your marriage to John Taylor?
A No sir.
Q Was she ever married before her marriage to you? A No sir.
Q Where were you living when you were married? A Roff.
Q How long had you been living there? A I had been there over a year before I was married.
Q How long had John Taylor been living there? A I don't know; been there all his life pretty near.
Q Did you personally ever make application to the Commission to the Five Civilized Tribes prior to December 24, 1902? for enrollment as a citizen by intermarriage of the Choctaw Nation?
A Well, I thought--
Q I don't care about what you thought; I want to know what you did. I want to know if you personally ever appeared before the Commission to the Five Civilized Tribes and made application for

your enrollment prior to December 24, 1902?
A (No answer)
Q Do you know whether you did or not? A We made application.
Q Did you yourself ever make application to the Commission to the Five Civilized Tribes prior to December 24, 1902, personally?
A No, I didn't.
Q Did you ever submit any petition prior to December 24, 1902?
A No sir.
Q Did you ever write any letter to the Commission to the Five Civilized Tribes with reference to your right to enrollment as a citizen by intermarriage of the Choctaw Nation? Prior to December 24, 1902? A No sir.
Q Did you ever take any action of any character with reference to securing your enrollment as an intermarried citizen of the Choctaw Nation prior to that date? A No sir.
Q You say you are a white woman? A Yes sir.
Q What is the name of your father? A Brandon.
Q His full name? A I don't know; my father died when I was little.
Q What is your mother's name? A Brandon.
Q What is her full name? A I don't know that either. She died when I was eleven months old.

Examination by Mr. Cobb.
Q Mrs. Taylor, do you know what the Commission to the Five Tribes means? A No, I don't.
Q Did you ever go before the Dawes Commission and try to be enrolled? A No sir.
Q Did you ever present yourself at Ada to the Dawes Commission?
A Yes sir.
Q When? A In 1902.
Q What month, do you remember? A It was in October I think if I am not mistaken.
Q You are perfectly certain that it was in October, 1902?
A Yes sir.
Q Who was with you at that time? A My husband, John Taylor.

By the Commissioner:
Q What was done at that time? A Why, we paid a lawyer to file application for me, and he said he filed it.
Q Well, what have you done? A I havn't done anything; we just was there and saw it done.
Q Where? A Ada.
Q What place in Ada? A What place was I?
Q Yes. A At the Commission office.
Q How do you know it was? A They said it was.
Q Who said so? A The Commission said so.
Q Well, what was done while you were there? A I don't know; I never paid much attention to it.
Q You were there yourself and say that you did certain things. What did you do? A I never done nothing myself.
Q Didn't do anything? A No, my husband did.
Q I am asking about you? Did you go to Ada yourself? A Yes, I went right with him.
Q What did you do when you got there? A I don't know.

Q What did you when you got to Ada? A I asked him a question-- I don't know.
Q You said that you went to Ada. I want to know what you did when you went there.

By Mr. Cobb. I make a suggestion subject to your concession. To the witness: Tell just what you did when you went before the Commission.

By the Commissioner:
Q I want to know what you did when you went to Atoka. You have not said that you went before the Commission yet. A I went before the Commission.
Q Tell me everything that you did while you were at Ada? How long were you there? A We was there all day.
Q Now, where did you go while you were there? A I don't know.
Q You seem to be very definite about the time you went to Ada; you seem to know that reasonably well. Tell me what you did while you were there in the town? (No answer.
Q You say you were there all day. Who did you talk with, and what did you do there that day? A I don't know.

By Mr. Cobb:
Q If the Commissioner does not object I would like to ask the applicant one or two questions in a mild tone of voice, and let her answer.
Q Who did you go to Atoka with? A My husband.
Q Well, after you got there what did you do? Just state exactly what you did. A Why, I went up to the Commission and staid there part of the day, and that's all we did, just--
Q Where was the Commission that day? A Ada.
Q In what part of town? A I don't know what building it was in.
Q And when you went before the Commission what happened? What questions did they ask you? A Why, they asked me was I intermarried citizen and I told them yes, and they asked me how long I had been and I told them. Asked me who married me, I told them.

Witness excused.

John Taylor being first duly sworn testified as follows:

Examination by the Commissioner:
Q What is your name? A John Taylor.
Q How old are you? A I will be 31 the 18th of January.
Q Where do you live? A Roff.
Q Are you a citizen of the Choctaw Nation? A Yes sir.
Q And the husband of this woman, Cora Taylor? A Yes sir.
Q When were you married to her? A Married to her in 1902, February, 19th day.
Q Have you any personal knowledge of any application which was made for her enrollment as a citizen of the Choctaw Nation prior to December 24, 1902? A Yes sir.
Q When was it? A I hired a lawyer to file application for her before the Commission at Ada; when the Commission was at Ada.
Q Who was the lawyer. A Talbert.
Q What was his full name? A I don't know his given name. He signed his name S. Carr; I don't know what his full name is.
Q When were you there? What day? A I don't know just the day; sometime in October; I don't remember just the day.

Cora Taylor.

Q You say you went to a lawyer and had his prepare some papers for you? A Yes sir.
Q Was that the only thing you know of being done? A I went to the Commission and asked a man what about the enrollment of my wife, and he said we cant do anything for you now; and I went to this lawyer and he told me--he said that they filed applications any day and said, why don't you make application for your wife; I said that was what I come for, and he said, I will file the application for her, and he made it out. I don't know anything more about it.
Q Did you do anything? A No, I only went before the Commission and see if I was all right on the roll.
Q Did you see anything about having your wife enrolled at that time? A Yes sir.
Q Who did you talk to? A I don't know the man's name at all; I talked to a man that was waiting on the people there; I don't know what his name was.
Q Was your wife there with you at that time? A Yes sir.
Q Was that the only time you ever did anything? A That was the only time.
Q What did you go to this lawyer and get him to file an application for? A I thought everybody else was and I thought I would have a lawyer the same as everyone else did.
Q What day was that? A I don't know just the day, what day it was.
Q What time of the year was it? A It was in October I think.
Q October of 1902? A Yes sir.
Q How was the weather when you went there? A The weather?
Q Yes. A Why, it was cloudy the day we was there.
Q Was it hot or cold? A Why, it wasn't to say cold or hot--medium cool weather.
Q Anybody there with you? A Nobody but my wife.
Q How many people were there when you say you went before the Commission? A Good many people.
Q Do you know any other Choctaws or Chickasaws that were there at the same time, and saw you there? A Yes, I knew some of the.
Q Who? A Family by the name of Johnson and Morris and a young fellow by the name of Filmore. I don't know; the whole neighborhood was there; my neighbors nearly all was there.
Q You say you went to a lawyer and had him fix up an application for your wife and that you then went to the office of the Commission? Was your wife with you when you did that? A No, she was at the hotel when I went own there. I went down there before I had seen my lawyer, and when I went and asked whether I could make application myself they said, we are not taking applications. I went back to the lawyer and he said they was taking applications every day every day ever since they have been here, and he said, I will take the application and file it for you; so I don't know whether he ever filed it or not.
Q You never went back to the Commission's office with it,-with the application?? A He taken it, yes.
Q Did you go too? A No sir.
Q Was your wife with you at either of the times that you went to the office where they were taking applications? A She wasn't with me when I went. I went before the application was made.
Q How long were you in Ada? A I don't know just what time the train was due there; went up in the morning train and back in the evening sometime.
Q Was your wife with you all day? A No, not all day.

5-Cora Taylor.

Q Where was she? A She was most of the time at the hotel or at a cousin's of mine
Q Did she at any time during that day ever personally go to this office where you say they were hearing these applications? A I think her and Tolbert went down together.
Q Do you know whether she did? A I don't know whether she did, positively, no.
Q And the application you say you made you went to this lawyer Tolbert and you never went back with the application?
A No sir.
Q Who told you that they were not hearing any applications?
A I don't know; man working with the Commission.
Q How do you know he was working with the Commission ? A I reckon he was; assiting with the books and telling the people what they had to do in order to the dead; getting a list of the dead; doing that for them; I supposed he was working there.

Examination by Mr. Cobb.

Q What reason had you to think that yourwife made application on that day, personally? A I don't know that she did; I suppose she did.
Q Why did you suppose? A When I saw this lawyer, he asked me where s e was, and I told him where she was.
Did she leave you and go with the lawyer? A No, I didn't go there with them at all.
Q At any time during that day did she state that she had made application? A I don't know whether she did or not; I don't remember.

Cora Taylor being recalled testified as follows:
Examination by the Commissioner:
Q Who were you with when you ent to this office where they were taking applications? A I don't know who he was; I can't think of his name.
Q Who were you with when you with when you went to this office where you say they were taking applications? A I was with a lawyer and then I was with the Morris folks.
Q What time of day was that? A That was in the morning.
Q Tell us exactly what occurred when you went there with this man. A I can't tell you to save my life.
Q You seem to be very definite about some of your statements about the day you went to Ada, and that you made application. I want to know the circumstances. If you went with this lawyer where they were making these applications what did you do?
A I don't know.

Frances R. Lane upon oath states that as stenographer to the ~~Commission to the Five Civilized Tribes~~ she correct ly reported the testimony in the above entitled cause and that the foregoing is an accurate transcript of her stenographic notes thereof.

Frances R. Lane

Subscribed and sworn to before me this Septembe [illegible], 1905.

Edward Merrick.
Notary Public.

Memo.-115.

DEPARTMENT OF THE INTERIOR,
COMMISSIONER TO THE FIVE CIVILIZED TRIBES.

In the matter of the alleged application for the enrollment of Cora Taylor as a citizen by intermarriage of the Choctaw Nation.

It appears from the record herein that on September 13, 1905, Cora Taylor appeared before the Commissioner to the Five Civilized Tribes and presented testimony relative to an application alleged to have been made for her enrollment as a citizen by intermarriage of the Choctaw Nation within the time limited by the provisions of the Act of Congress approved July 1, 1902 (32 Stats., 641).

Said applicant first testified that she had never made application to the Commission to the Five Civilized Tribes for enrollment as a citizen by intermarriage of the Choctaw Nation. Subsequently, however, she stated that in October, 1902, she was at Ada, Indian Territory, while said Commission was holding an appointment there, and employed an attorney to look after her case. Later she testified that she appeared at the office of the Commission while at Ada, Indian Territory, and presented herself for enrollment, and was asked a number of questions relative to her intermarried status.

John Taylor, husband of the applicant, testified that in October, 1902, he appeared before the Commission to the Five Civilized Tribes at Ada, Indian Territory, and attempted to apply for his wife but was informed that they could do nothing for him. He first stated that his wife was present when said appearance was made, but subsequently testified that he appeared alone. The witness further testified that after having been informed by said Commission that they could do nothing looking to the enrollment of his wife, he consulted his attorney who agreed to look after the application for the enrollment of his wife, and that since said time no further action has been taken.

Although the applicant and her husband both testified that a number of persons from their neighborhood, as well as their attorney, were present when an attempt was made to apply for the enrollment of the applicant, no effort has been made to secure their testimony in support of said application.

I am of the opinion that the evidence fails to establish that any application was made for the enrollment of Cora Taylor as a citizen by intermarriage of the Choctaw Nation within the time limited by the provisions of the Act of Congress approved July 1, 1902 (32 Stats., 641), and that no authority exists for the receipt of any application for her enrollment at this time, and I therefore decline to receive the same.

Muskogee, Indian Territory,
JAN 21 1906

Commissioner.

Memo.145

Copy

Muskogee, Indian Territory, February 2, 1906.

Cora Taylor,

Roff, Indian Territory,

Dear Madam:

Inclosed herewith you will find a copy of the order of the Commissioner to the Five Civilized Tribes dated January 31, 1906, declining to receive your application for enrollment as a citizen by intermarriage of the Choctaw Nation.

The order, with the record of proceedings in the case, is this day transmitted to the Secretary of the Interior for review. The final decision of the Secretary will be made known to you as soon as this office is informed of the same.

Respectfully,

Acting Commissioner.

Registered.

Incl.Memo. 145.

Memo. 145

Muskogee, Indian Territory, February 2, 1906.

Guy P. Cobb,

Ardmore, Indian Territory,

Dear Sir:

Inclosed herewith you will find a copy of the order of the Commissioner to the Five Civilized Tribes dated January 31, 1906, declining to receive the application for the enrollment of Cora Taylor as a citizen by intermarriage of the Choctaw Nation.

The order, with the record of proceedings in the case, is this day transmitted to the Secretary of the Interior, for review. The final decision of the Secretary will be made known to you as soon as this office is informed of the same.

Respectfully,

Acting Commissioner.

Registered.

Incl.Memo. 145.

Memo. 145

Muskogee, Indian Territory, February 2, 1906.

COPY

Mansfield, McMurray & Cornish,

Attorneys for Choctaw and Chickasaw Nations,

South McAlester, Indian Territory,

Gentlemen:

Inclosed herewith you will find a copy of the order of the Commissioner to the Five Civilized Tribes dated January 31, 1906, declining to receive the application for the enrollment of Cora Taylor as a citizen by intermarriage of the Choctaw Nation.

The order, with the record of proceedings in the case, is this day transmitted to the Secretary of the Interior for review. The final decision of the Secretary will be made known to you as soon as this office is informed of the same.

Respectfully,

SIGNED
Wm O Beall

Incl. Memo. 145.

Acting Commissioner.

Muskogee, Indian Territory, February 2, 1906.

The Honorable,

The Secretary of the Interior.

Sir:

There is transmitted herewith the record of proceedings in the matter of the application of Cora Taylor for enrollment as a citizen by intermarriage of the Choctaw Nation, including the order of the Commissioner to the Five Civilized Tribes, dated January 31, 1906, declining to receive said application.

Respectfully,

2 Incl. Memo. 145.

Acting Commissioner.

Through the
Commissioner of Indian Affairs.

COPY

Muskogee, Indian Territory, June 21, 1906.

The Honorable,

The Secretary of the Interior.

Sir:

January 31, 1906, the Commissioner to the Five Civilized Tribes rendered a decision declining to receive the application of Cora Taylor for enrollment as an intermarried citizen of the Choctaw Nation and on February 2, 1906, the record in this case was transmitted to the Secretary of the Interior.

I now have the honor to transmit herewith for Departmental consideration motion of Guy P. Cobb, attorney for applicant, for reopening and reconsideration of the case under Section 1 of the act of Congress approved April 26, 1906.

Respectfully,

ED

Mem 145. Commissioner.

Through the Commissioner
of Indian Affairs.

DEPARTMENT OF THE INTERIOR,
COMMISSIONER TO THE FIVE CIVILIZED TRIBES.

In the matter of the application for the enrollment of Cora Taylor as a citizen by intermarriage of the Choctaw Nation.	MOTION TO RE-OPEN AND RE-CONSIDER

Comes now Cora Taylor by her attorney Guy P.Cobb, and moves that the above entitled case be re-opened and the decision of the Commissioner be re-considered, and that she be enrolled as an intermarried citizen of the Choctaw Nation, under the provisions of Section one, of the act of Congress approved April 26th 1906, upon the following grounds.

First, application for enrollment in this case was made prior to December 1st. 1905, and the records in charge of the Commissioner to the Five Civilized Tribes show application to have been so made, and the case under consideration is clearly within the general provisions of the Section above referred to.

Second, that the applicant was married in accordance with the laws and customs of the Choctaw Nation to a recognized citizen of said nation, and that such marriage was equivilent to her name appearing upon the Tribal Rolls, that the application in this case was made prior to December 1st. 1905, and was not allowed solely because not made within the time prescribed by law, and that the case now under consideration comes within the final proviso of the section above referred to.

Guy P. Cobb.
Attorney for applicant.

(COPY-DeB) T.P.

DEPARTMENT OF THE INTERIOR,
WASHINGTON. FHE.

I.T.D. 21918-1906.
L. RS.

November 5, 1906.

Commissioner to the Five Civilized Tribes,
Muskogee, Indian Territory.

Sir:

February 2, 1906, you submitted the record in the matter of the application of Cora Taylor, filed September 13, 1905, for enrolment as a citizen by intermarriage of the Choctaw Nation, in which case, on January 31, 1906, you rendered a decision in which it was held that the evidence failed to establish that any application was made for the enrolment of the claimant within the time limited by the provisions of the act of July 1, 1902 (32 Stat., 641).

June 21, 1906, you transmitted a motion for the reconsideration of the case under section 1 of the act of April 26, 1906 (34 Stat., 137).

The Indian Office, submitting your reports October 30, 1906 (Land 53211), recommended that the motion be granted.

The Department concurring in this recommendation, your decision is overruled. The original record, motion, and a copy of the Indian Office letter are inclosed, and you are authorized to readjudicate the case.

Through the Commissioner of Indian Affairs.
3 inclosures.

Respectfully,
E. A. Hitchcock,
Secretary.

COPY.

Refer in reply to the
following:

DEPARTMENT OF THE INTERIOR,

Land.
11942, 1906.
53211, 1906.

OFFICE OF INDIAN AFFAIRS,

WASHINGTON/

October 30, 1906.

The Honorable,

The Secretary of the Interior.

Sir:

I have the honor to transmit herewith a communication from the Acting Commissioner to the Five Civilized Tribes, dated January 31, 1906, enclosing the record in the matter of the application of Cora Taylor for enrollment as a citizen by intermarriage of the Choctaw Nation, and a communication of the Commissioner dated June 21, 1906, enclosing the motion for reopening and reconsideration of the case under Section 1 of the Act approved April 26/ 1906.

The Office is of the opinion that the motion comes within the purview of the Act of Congress approved April 26, 1906, and respectfully recommends that the motion be granted and the case reopened for further hearing. Both the motion and the record are enclosed herewith.

Very respectfully,

C. F. Larrabee,

Acting Commissioner.

EVB-McC.

Memo-13
O.L.J.

DEPARTMENT OF THE INTERIOR,
COMMISSIONER TO THE FIVE CIVILIZED TRIBES.

In the matter of the alleged application for the enrollment of Cora Taylor as a citizen by intermarriage of the Choctaw Nation.

D E C I S I O N.

It appears from the record herein that on September 13, 1905, Cora Taylor appeared before the Commissioner to the Five Civilized Tribes and presented testimony relative to an application alleged to have been made for her enrollment as a citizen by intermarriage of the Choctaw Nation within the time limited by the provisions of the Act of Congress approved July 1, 1902 (32 Stats., 641).

January 31, 1906, the Commissioner to the Five Civilized Tribes rendered his decision therein holding that the evidence failed to establish that any application had been made for the enrollment of Cora Taylor as a citizen by intermarriage of the Choctaw Nation within the time limited by the provisions of the Act of Congress approved July 1, 1902 (32 Stats., 641), and, therefore, declined to receive the same. The Department on November 5, 1906 (I.T.D. 21918-1906), over-ruled the decision of the Commissioner to the Five Civilized Tribes and authorized that said case be readjudicated in view of Section 1 of the Act of Congress approved April 26, 1906 (34 Stats., 137).

I am, therefore, of the opinion that inasmuch as the record herein shows that application was made for the enrollment of Cora Taylor as a citizen by intermarriage of the Choctaw Nation within the time limited by the provisions of the Act of Congress approved April 26, 1906 (34 Stats., 137), the same should now be determined upon its merits, and it is so ordered.

Commissioner.

Muskogee, Indian Territory,
Aug 21 1906.

Memo-145.
O.L.J.

DEPARTMENT OF THE INTERIOR,
COMMISSIONER TO THE FIVE CIVILIZED TRIBES.

In the matter of the application for the enrollment of Cora Taylor as a citizen by intermarriage of the Choctaw Nation.

D E C I S I O N .

It appears from the record herein that application was duly made for the enrollment of Cora Taylor as a citizen by intermarriage of the Choctaw Nation within the time limited by the provisions of the Act of Congress approved April 26, 1906 (34 Stats., 137).

It further appears from the record herein that on February 19, 1902, the applicant, Cora Taylor, was lawfully married to John Taylor, a recognized and enrolled citizen by blood of the Choctaw Nation whose name appears as No. 112 upon the final roll of citizens by blood of the Choctaw Nation approved by the Secretary of the Interior, December 12, 1902; that at the time of said marriage both persons above mentioned were residents in good faith of the Chickasaw Nation and that they lived together continuously as husband and wife in said nation from the date of their said marriage up to and including September 25, 1902.

I am, therefore, of the opinion that Cora Taylor should be enrolled as a citizen by intermarriage of the Choctaw Nation under the provisions of the Acts of Congress approved June 28, 1898 (30 Stats., 495) and July 1, 1902 (32 Stats., 641), and it is so ordered.

Commissioner.

Muskogee, Indian Territory,
DEC 31 1906.

(COPY-DeB) T.P.

DEPARTMENT OF THE INTERIOR,
WASHINGTON. WHE.

I.T.D. 21918-1906. November 5, 1906.

L. RS.

Commissioner to the Five Civilized Tribes,
Muskogee, Indian Territory.

Sir:

February 2, 1906, you submitted the record in the matter of the application of Cora Taylor, filed September 13, 1905, for enrolment as a citizen by intermarriage of the Choctaw Nation, in which case, on January 31, 1906, you rendered a decision in which it was held that the evidence failed to establish that any application was made for the enrolment of the claimant within the time limited by the provisions of the act of July 1, 1902 (32 Stat., 641).

June 21, 1906, you transmitted a motion for the reconsideration of the case under section 1 of the act of April 26, 1906 (34 Stat., 137).

The Indian Office, submitting your reports October 30, 1906 (Land 53211), recommended that the motion be granted.

The Department concurring in this recommendation, your decision is overruled. The original record, motion, and a copy of the Indian Office letter are inclosed, and you are authorized to readjudicate the case.

Through the Commissioner of Indian Affairs.
3 inclosures.

Respectfully,
E. A. Hitchcock,
Secretary.

COPY.

Refer in reply to the following:
Land.
11942, 1906.
53211, 1906.

DEPARTMENT OF THE INTERIOR,
OFFICE OF INDIAN AFFAIRS,
WASHINGTON,

October 30, 1906.

The Honorable,

The Secretary of the Interior.

Sir:

I have the honor to transmit herewith a communication from the Acting Commissioner to the Five Civilized Tribes, dated January 31, 1906, enclosing the record in the matter of the application of Cora Taylor for enrollment as a citizen by intermarriage of the Choctaw Nation, and a communication of the Commissioner dated June 21, 1906, enclosing the motion for reopening and reconsideration of the case under Section 1 of the Act approved April 26, 1906.

The Office is of the opinion that the motion comes within the purview of the Act of Congress approved April 26, 1906, and respectfully recommends that the motion be granted and the case reopened for further hearing. Both the motion and the record are enclosed herewith.

Very respectfully,

C. . Larrabee,
Acting Commissioner.

EVE-MoC.

Memo-145

Muskogee, Indian Territory, December 31, 1906.

Cora Taylor,

Roff, Indian Territory.

Dear Madam:

Inclosed herewith you will find a copy of the decision of the Commissioner to the Five Civilized Tribes, rendered December 31, 1906, granting your application for enrollment as a citizen by intermarriage of the Choctaw Nation.

The attorneys for the Choctaw and Chickasaw Nations have been furnished a copy of this decision and have been allowed fifteen days from the date of this notice within which to file protest against your enrollment. If at the expiration of that time no protest has been filed, the name of Cora Taylor will be placed upon the final roll of citizens by intermarriage of the Choctaw Nation to be submitted to the Secretary of the Interior for his approval.

Respectfully,

Tams Bixby

Commissioner.

Registered.

Incl. Memo-145.

Memo-145

Muskogee, Indian Territory, December 31, 1906.

Guy P. Cobb,

Attorney at Law,

Ardmore, Indian Territory.

Dear Sir:

You are hereby notified that the Commissioner to the Five Civilized Tribes, on December 31, 1906, rendered his decision granting the application for the enrollment of Cora Taylor as a citizen by intermarriage of the Choctaw Nation.

The attorneys for the Choctaw and Chickasaw Nations have been furnished a copy of the decision and have been allowed fifteen days from the date of this notice within which to file protest against her enrollment. If at the expiration of that time no protest has been filed, the name of Cora Taylor will be placed upon the final roll of citizens by intermarriage of the Choctaw Nation to be submitted to the Secretary of the Interior for his approval.

Respectfully,

SIGNED

Commissioner.

Registered.

Memo-145

Muskogee, Indian Territory, December 31, 1906.

Mansfield, McMurray & Cornish,

Attorneys for the Choctaw and Chickasaw Nations,

South McAlester, Indian Territory.

Gentlemen:

Inclosed herewith you will find a copy of the decision of the Commissioner to the Five Civilized Tribes, rendered December 31, 1906, granting the application for the enrollment of Cora Taylor as a citizen by intermarriage of the Choctaw Nation.

You are hereby advised that you will be allowed fifteen days from the date of this notice within which to file protest against her enrollment. If at the expiration of that time no protest has been filed, the name of Cora Taylor will be placed upon the final roll of citizens by intermarriage of the Choctaw Nation to be submitted to the Secretary of the Interior for his approval.

Respectfully,

SIGNED [illegible] Bixby

Commissioner.

Registered.

Incl. Memo-145.

Muskogee, Indian Territory, January 3, 1907.

The Honorable,

The Secretary of the Interior.

Sir:

January 31, 1906, the Commissioner to the Five Civilized Tribes rendered a decision declining to receive the application for the enrollment of Cora Taylor as a citizen by intermarriage of the Choctaw Nation. February 2, 1906, the record in this case was transmitted to the Secretary of the Interior.

June 21, 1906, a motion for rehearing, submitted by Guy P. Cobb, attorney at Law, Ardmore, Indian Territory, was transmitted to the Department.

November 5, 1906 (I.T.D. 21918-1906), the record was remanded by the Department for readjudication under Section One of the Act of Congress approved April 26, 1906 (34 Stat., 137).

December 21, 1906, a decision was rendered holding that application was made for the enrollment of Cora Taylor within the time provided by the Act of Congress approved April 26, 1906, and December 31, 1906, a decision was rendered granting her application for enrollment as a citizen by intermarriage of the Choctaw Nation.

There is now transmitted herewith for the consideration of the Department the original record in this case together with the

Secretary 2.

decisions above referred to.

The applicant, her attorney of record, and the attorneys for the Choctaw and Chickasaw Nations have been notified of this action and the attorneys for the nations have been advised that they would be allowed fifteen days from the date of notice within which to file protest against the enrollment of Cora Taylor as a citizen by intermarriage of the Choctaw Nation and if no protest has been filed at the expiration of that time, the name of the applicant will be placed upon the next schedule of citizens by intermarriage of said nation to be prepared for forwarding the Secretary of the Interior.

Respectfully,

Commissioner.

Through the
Commissioner of Indian Affairs.

Memo. 145.

MARRIAGE LICENSE.
No. 282.

UNITED STATES OF AMERICA,)
INDIAN TERRITORY,) ss:
SOUTHERN DISTRICT)

To Any Person Authorized by Law to Solemnize Marriage-Greeting:

You are hereby commanded to solemnize the Rite and publish the Banns of Matrimony between Mr. John Taylor of Roff in the Indian Territory, aged 28 years, and Miss Cora Brandon, of Roff in the Indian Territory, aged 18 years, according to law, and do you officially sign and return this License to the parties therein named.

WITNESS my hand and official seal, this 13 day of Feby, A.D.1902

(SEAL) C. M. Campbell
Clerk of the United States Court.

_____ Deputy.

CERTIFICATE OF MARRIAGE .

UNITED STATES OF AMERICA,)
INDIAN TERRITORY,) ss:
SOUTHERN DISTRICT.)

I, C. H. Carleton
an Ordained Minister

do hereby certify, that on the 19th day of Feb, A.D. 1902. I did duly and according to law, as commanded in the foregoing License, solemnize the Rite and publish the Banns of Matrimony between the parties therein named.

Witness my hand, this 19 day of Feb, A.D. 1902.

My credentials are recorded in the office of the Clerk of the United States Court, Indian Territory, Southern District, at Ardmore, Book A, Page 58.

C. H. Carleton
an Ordained Minister.

NOTE- The person officiating should fill in the spaces for book and page and sign here.

Indorsed on the back as follows:

CERTIFICATE OF RECORD OF MARRIAGE.

UNITED STATES OF AMERICA,)
INDIAN TERRITORY,) Set.
SOUTHERN DISTRICT.)

I, C. M. Campbell, Clerk of the United States Court in the

Indian Territory and District aforesaid, do hereby certify that the License for, and Certificate of Marriage of, Mr. John Taylor and Miss Cora Brandon, were filed in my office in said Territory and District the 24 day of Feb. A. D. 1902, and duly recorded in Book F of Marriage Record, Page 259.

Witness my hand and Seal of said Court, at Ardmore, this 5 day of Mar. A. D. 1902.

(SEAL) C.M. Campbell
Clerk.

F I L E D. Feb. 24, 1902.

C.M. Campbell,
Clerk.

Southern District, Ind. Ter.

DEPARTMENT OF THE INTERIOR,

COMMISSION TO THE FIVE CIVILIZED TRIBES.

F I L E D .

JUN 15, 1905.

Tams Bixby, Chairman.

Lee G. Grubbs as stenographer to the Commissioner to the Five Civilized Tribes, on oath states, that he made the above and foregoing copy and that the same is a true and complete copy of the original marriage certificate between Mr. John Taylor and Miss Cora Brandon.

Lee G. Grubbs

Subscribed and sworn to before me this the 24th day of November, 1906

Walter W. Chappell.
Notary Public.

Choctaw 59

Muskogee, Indian Territory, April 12, 1905.

Mr. John Taylor,

Roff, Indian Territory.

Dear Sir:

Receipt is hereby acknowledged of the affidavits of Cora Taylor and Alvarado Dilbeck to the birth of Eulafay Taylor, daughter of John Taylor and Cora Taylor, April 26, 1903, and the same have been filed with our records as an application for the enrollment of said child.

Respectfully,

Commissioner in Charge.

7 NB 801

Muskogee, Indian Territory, June 16, 1905.

John Taylor,

Roff, Indian Territory.

Dear Sir:

Receipt is hereby acknowledged of your letter of June 10, 1905, enclosing marriage license and certificate between yourself and Cora Brandon which you offer in support of the application for the enrollment of your child Eulafay Taylor and the same have been filed with the record in this case.

Respectfully,

Chairman.

7-Mus-801.

Muskogee, Indian Territory, June 6, 1905.

John Taylor,

Roff, Indian Territory,

Dear Sir:

Referring to the application for the enrollment of your infant child, Eulafay Taylor, born April 26, 1903, it is noted from the affidavits heretofore filed with the Commission that the applicant claims through you.

In this event it will be necessary that you file in this office either the original or a certified copy of the license and certificate of your marriage to the applicant's mother, Cora Taylor.

Respectfully,

SPECIAL J.P.Jr.

FHE

DEPARTMENT OF THE INTERIOR,

D.C. 12328-1907. WASHINGTON.

I.T.D. 5502-1907.

L RS. February 28, 1907.

DIRECT .

Commissioner to the Five Civilized Tribes,

Muskogee, Indian Territory.

Sir:

January 3, 1907, you resubmitted the record in the matter of the application for the enrolment of Cora Taylor as a citizen by intermarriage of the Choctaw Nation, together with your decision of December 31, 1906, granting her application.

Reporting February 25, 1907 (Land 1698-07), the Indian Office concurs in your decision. A copy of its letter is inclosed.

Your decision is hereby affirmed. The papers in the case and a copy hereof have been sent to the Indian Office.

Respectfully,

Jesse E. Wilson.

Assistant Secretary.

1 inc. and 2 for Ind. Of.

A F Mc

3-1-07.

Refer in reply to the following.

Copy.

DEPARTMENT OF THE INTERIOR,

OFFICE OF INDIAN AFFAIRS,

WASHINGTON.

Land
1898-1907.

February 25, 1907.

The Honorable,

The Secretary of the Interior.

Sir:

On January 31, 1906, the Commissioner to the Five Civilized Tribes rendered a decision declining to receive the application for the enrollment of Cora Taylor as a citizen by intermarriage of the Choctaw Nation.

The Department on November 5, 1906 (I.T.D. 21918-1906) remanded the record in the case to the Commissioner to the Five Civilized Tribes for readjudication under Section one of the Act of Congress approved April 26, 1906 (34 Stat. L., 137).

There is enclosed herewith the record in the case of Cora Taylor, together with the decision of Commissioner Bixby dated December 31, 1906, enrolling Cora Taylor as a citizen by intermarriage of the Choctaw Nation.

The record shows that application was made to the Commissioner to the Five Civilized Tribes for the enrollment of Cora Taylor as a citizen by intermarriage of the Choctaw Nation within the time limited by law.

The record further shows that on February 19, 1902, Cora

Taylor was lawfully married to John Taylor, a recognized and enrolled citizen by blood of the Choctaw Nation; that at the time of the marriage both persons herein named were residents in good faith of the Chickasaw Nation, and that they lived continuously as husband and wife in the Chickasaw Nation from the date of their marriage up to and including September 25, 1902.

Therefore, by reason of the provisions of the Acts of Congress approved June 28, 1898 (30 Stat. L. 495) and July 1, 1902 (32 Stat. L., 641), the Office concurs in the decision of Commissioner Bixby enrolling the applicant, Cora Taylor, as a citizen by intermarriage of the Choctaw Nation.

Very respectfully,

C F LARRABEE

Acting Commissioner.

EBM. Ph.

7-59

Muskogee, Indian Territory, May 14, 1906.

John Taylor,

Roff, Indian Territory,

Dear Sir:

Receipt is hereby acknowledged of the affidavits of Cora Taylor and J. L. Jeffress M. D., to the birth of Frank Jeffress Taylor, July 22, 1905, son of John and Cora Taylor, and the same have been filed with the records of this office as an application for the enrollment of said child.

Respectfully,

Acting Commissioner.

7-59

Muskogee, Indian Territory, May 14, 1906.

John Taylor,

Roff, Indian Territory,

Dear Sir:

Receipt is hereby acknowledged of the affidavits of Cora Taylor and J. L. Jeffress M. D., to the birth of Frank Jeffress Taylor, July 22, 1905, and the same have been filed with the records of this office as an application for the enrollment of said child.

Respectfully,

Acting Commissioner.

choc 60

60 Charles A. Cushman et al Granted

DEPARTMENT OF THE INTERIOR,

COMMISSION TO THE FIVE CIVILIZED TRIBES.

The record in the matter of the application for the enrollment as a citizen by intermarriage of the Choctaw Nation of -

CHARLES A. CUSHMAN, - - Choctaw - 60.

Department of the Interior
Commission to the Five Civilized Tribes
Ada, I.T. November 12,1902.

Choctaw 60.

In the matter of the application for enrollment as a citizen by intermarriage of the Choctaw Nation of Charles A. Cushman.

Charles A. Cushman being first duly sworn, testified as follows:

Examination by the Commission

Q What is your name? A Charles A. Cushman.
Q What is your age? A Thirty-five.
Q What is your post office address? A Roff.
Q How long have you been a resident of the Chickasaw Nation? A About twelve years.
Q Have you lived here continuously for the past twelve years? A A Yes, sir.
Q Never made your home anywhere else during that time? A No, sir.
Q You claim intermarried rights in the Choctaw Nation? A Yes, sir.
Q What is the name of your Indian wife through whom you claim these rights? A Artie M. Taylor.
Q Is she a recognized and enrolled citizen of the Choctaw Nation? A Yes, sir.
Q Her rights have never been questioned? A No, sir.
Q When were you married to Artie M. Taylor? A I believe it was '81, about ta years.
Q Ninety-one you mean then? A Yes; ninety-one.
Q Where was this marriage ceremony performed? A About four miles East of Roff.
Q In the Chickasaw Nation? A Yes, sir.
Q Were both you and your wife Artie M. Taylor bonafide residents of the Chickasaw Nation at that time? A Yes, sir.
Q Were you married in accordance with the Chickasaw tribal law? A Yes; I got my license at Stonewall.
Q From the tribal authorities? A Yes, sir.
Q How much did you pay for the license? A Fifty dollars.
Q Who performed the marriage ceremony? A Parson Smith.
Q Were you ever married before your marriage to Artie M. Taylor? A No, sir.
Q Was she ever married before her marriage to you? A No, sir.
Q Since the marriage in '91 have you livedtogether continuously as husband and wife? A Yes, sir.
Q There has been no separation, abandonment or divorce? A No, sir.
Q Are you at present living together as bonafide residents of the Chickasaw Nation? A Yes, sir.

G. Rosenwinkel being duly sworn on his oathstates that as stenographer to the Commission to the Five Civilized Tribes he reported in full all the proceedings had in the above entitled cause on November 12, 1902, and that the above and foregoing is a full, true and correct transcript of his stenographic notes in said causeon said date.

G. Rosenwinkel

Subscribed and sworn to beforeme this [illegible] day of January 1903.

Charles A. Cushman

Notary Public.

Next

RMW.

7 - 60.

DEPARTMENT OF THE INTERIOR,

COMMISSION TO THE FIVE CIVILIZED TRIBES.

In the matter of the application for the enrollment of Charles A. Cushman as a citizen by intermarriage of the Choctaw Nation.

D E C I S I O N.

It appears from the record herein that Charles A. Cushman, on May 29, 1892, was married in accordance with the laws, customs and usages of the Chickasaw Nation to Artie M. Cushman (nee Taylor), a recognized and enrolled citizen by blood of the Choctaw Nation, whose name appears as No. 113 upon the lists prepared by this Commission under the Act of Congress approved July 1, 1902 (32 Stats., 641), of persons entitled to enrollment as citizens by blood of the Choctaw Nation and approved by the Secretary of the Interior on December 12, 1902; that at the time of said marriage both persons above mentioned were residents in good faith of the Chickasaw Nation, and that they have lived together continuously in Indian Territory as husband and wife from the date of said marriage up to and including September 25, 1902.

It is, therefore, the opinion of this Commission that Charles A. Cushman should be enrolled as a citizen by intermarriage of the Choctaw Nation under the provisions of the Acts of Congress approved June 28, 1898 (30 Stats., 495), and July 1, 1902 (32 Stats., 641), and it is so ordered.

COMMISSION TO THE FIVE CIVILIZED TRIBES,

Chairman.

COMMISSIONER.

COMMISSIONER.

Muskogee, Indian Territory,

JUL 2 1903

7-60

COPY.

Muskogee, Indian Territory, October 23, 1903.

Charles A. Cushman,

Roff, Indian Territory.

Dear Sir:

Enclosed herewitn you will find a copy of the decision of the Commission, rendered October 23rd, 1903, granting your application for enrollment as a citizen by intermarriage of the Choctaw Nation.

The attorneys for the Choctaw and Chickasaw Nations have been furnished a copy of this decision and have been allowed fifteen days from this date within which to file protest against the action of the Commission in enrolling you as a citizen of the Choctaw Nation. If at the expiration of that time no protest has been filed, your name will be placed upon the final rolls of the citizens of the Choctaw Nation to be submitted to the Secretary of the Interior for his approval.

Respectfully,

Register:
Rnc. 7- 60

Commissioner in Charge.

7-60

Muskogee, Indian Territory, October 23, 1903.

Mansfield, McMurray & Cornish,

Attorneys for Choctaw and Chickasaw Nations,

South McAlester, Indian Territory.

Gentlemen:

Enclosed herewith you will find a copy of the decision of the Commission, rendered October 23rd, 1903, granting the application for the enrollment of Charles A. Cushman as a citizen by intermarriage of the Choctaw Nation.

You are hereby advised that you will be allowed fifteen days from this date within which to file protest against the action of the Commission in enrolling the applicant herein as a citizen of the Choctaw Nation. If at the expiration of that time no protest has been filed the name of the applicant will be placed upon the final rolls of the citizens of the Choctaw Nation to be submitted to the Secretary of the Interior for his approval.

Respectfully,

(SIGNED).

Commissioner in Charge.

Register:
Enc. 7-60

Marriage
Certificate
C. A. [illegible]
1
A. [illegible] Taylor

B. F. Perry
Stonewall
O.Y.

7-60

STONEWALL, I. T., 1892

Kaonti chach nan isht ai atta
Pan to tak kaonti chi kasha yakni
Mi hashi nitak 2[illegible] 1892
Hatak moma kat nana illappa it
hai anashki yohmi kat ano R. Cerney
sia hat Pantotak kaonti micha
chikasha yakni in kaonti micha Flobit
chach sia hat | hima nitak fihna ka
Chas. B. Cushman nahollo okla ai a chaffa
ilappa sai cins holisso imali kat
Nettie M. Taylor chikasha okla ai a chaffa
micha Pantotak kaonti ai ahanta
illappa itti halat la chi ka holisso
ima lishki yohmi kat nahollo okla
micha chikasha okla ai a chaffa
illappat ai itti halat [illegible] inan
alhpisa ato ma isht ai akai yat isht
a lhopolli tok oki himak nitak
salbak atok ma taka li chilishki
R Cerney kaonti chach

Among the duties of County Judge of Pontotoc County, Chickasaw Nation.

May 28th, 1892.

Know all men by these presents,

That I, R. Carney, County and Probate Judge of Pontotoc County, Chickasaw Nation, Do this day grant to Chas. C. Cushman a white man, and Nettie M. Taylor, of the Chickasaw tribe, and residing in Pontotoc County, a license to marry, and in accordance with the law relative to marriage between white people and Chickasaw people made and approved. Witness my hand this day.

(Signed) R. Carney.

County Judge.

Jefferson D. Ward being duly sworn on oath states that as interpreter to the Commission to the Five Civilized Tribes at Choctaw Land Office, Atoka, Indian Territory, he translated from the Choctaw language into the English language marriage license issued by R. Carney, County Judge Pontotoc County, to Chas. C. Cushman and Nettie M. Taylor, dated May 28, 1892, and that the above and foregoing is a full, true, and correct translation thereof.

Jefferson D. Ward

Subscribed and sworn to before me this July 27, 1903.

L. R. Teubner

Notary Public.

CHOCTAW.

20 INDEXED

IN RE

Application for Enrollment of

INFANT CHILD

Ernest Cushman

as a citizen of

Choctaw Nation.

Approved FEB 13 1902 190

Commissioner.

DEPARTMENT OF THE INTERIOR,
COMMISSION TO THE FIVE CIVILIZED TRIBES.
FILED
FEB 13 1902

ACTING CHAIRMAN.

CHOCTAW.

60

DEPARTMENT OF THE INTERIOR,

COMMISSION TO THE FIVE CIVILIZED TRIBES.

IN RE Application for Enrollment, as a citizen of the Choctaw Nation,

of Earnest (Here insert name of child.), born on the 3 day of April, 1898

Name of Father: Chas A. Cushman a citizen of the U. S. Nation.

Name of Mother: Artie M. Cushman citizen of the Choctaw Nation.

Post-office Roff I. T.

AFFIDAVIT OF MOTHER.

UNITED STATES OF AMERICA, INDIAN TERRITORY
Southern District.

I, Artie M. Cushman, on oath state that I am 25 years of age and a citizen, by birth, of the Choctaw Nation; that I am the lawful wife of Chas A. Cushman, who is a citizen, by marriage, of the Choctaw Nation; that a male (male or female.) child was born to me on 3 day of April 1898; that said child has been named Earnest Cushman, and is now living.

Artie M Cushman

WITNESSES TO MARK:

(Must be Two Witnesses.)

Subscribed and sworn to before me this 10 *day of* Feby 1902

B. A. Jennings
NOTARY PUBLIC.

AFFIDAVIT OF ATTENDING PHYSICIAN, OR MIDWIFE.

UNITED STATES OF AMERICA, INDIAN TERRITORY,
District,

I, B. N. Speer, a physician, on oath state that I attended on Mrs. Artie M. Cushman, wife of Chas A. Cushman on the 3 day of April, 1898; that there was born to her on said date a Male (male or female.) child; that said child is now living and is said to have been named Earnest.

B N Speer

WITNESSES TO MARK:

(Must be Two Witnesses.)

Subscribed and sworn to before me this 7 *day of* Feby 1902

B A Jennings
NOTARY PUBLIC.

CHOCTAW.

20

IN RE

Application for Enrollment of

INFANT CHILD

Elvira Cushman

as a citizen of the

CHOCTAW Nation.

Approved, NOV 12 1900 190....

Commissioner.

...TRIBES.

...CEIVED

NOV 12 1900

CHOCTAW.

60.

DEPARTMENT OF THE INTERIOR,

COMMISSION TO THE FIVE CIVILIZED TRIBES.

IN RE Application for Enrollment, as a citizen of the ~~Chickasaw~~ Chacktaw Nation,

of Elvira Cushman, born on the 29th day of Sept 1800
(Here insert name of child.)

Name of Father: Charles Andrew Cushman a citizen of the ~~Chickasaw~~ Chacktaw Nation.

Name of Mother: Artie M. Cushman, a citizen of the ~~Chickasaw~~ Chacktaw Nation.

Post-office, Roff IT

AFFIDAVIT OF MOTHER.

UNITED STATES OF AMERICA,
INDIAN TERRITORY.
District.

I, Artie M Cushman, on oath state that I am 24 years of age and a citizen, by blood, of the Chacktaw Nation; that I am the lawful wife of Charles Andrew Cushman who is a citizen, by Marriage, of the Chacktaw Nation; that a Girl (male or female) child was born to me on the 29th day of Sept 1800; that said child has been named Elvira Cushman, and is now living.

WITNESSES TO MARK: Artie M Cushman

(Must be Two Witnesses.)

Subscribed and sworn to before me this the 7th *day of* Nov 1900.

A Maxey
NOTARY PUBLIC.

AFFIDAVIT OF ATTENDING PHYSICIAN, OR MIDWIFE.

UNITED STATES OF AMERICA,
INDIAN TERRITORY.
Southern District.

I, Boston N Spear, a Physician, on oath state that I attended on Mrs. Artie M Cushman, wife of Chas A. Cushman, on the 29 day of Sept, 1800; that there was born to her on said date a Female (male or female) child; that said child is now living and is said to have been named Elvira Cushman.

WITNESSES TO MARK: Boston N. Spear

(Must be Two Witnesses.)

Subscribed and sworn to before me this the 7th *day of* Nov 1900.

A Maxey
NOTARY PUBLIC.

CHOCTAW.

20

IN RE

Application for Enrollment of

INFANT CHILD

Glenn Cashman

as a citizen of

Choctaw Nation.

Approved, ... 190

Commissioner.

DEPARTMENT OF THE INTERIOR,
COMMISSION TO THE FIVE CIVILIZED TRIBES.
FILED
JUL 3 1902

ACTING CHAIRMAN.

CHOCTAW
60

BIRTH AFFIDAVIT. 20

DEPARTMENT OF THE INTERIOR,

COMMISSION TO THE FIVE CIVILIZED TRIBES.

IN RE Application for Enrollment, as a citizen of the Choctaw Nation,
of Glenn Cushman, (Here insert name of child) born on the 14 day of June, 1902
Name of Father: Charles A. Cushman a citizen of the US Nation.
Name of Mother: Artie Missa Cushman, a citizen of the Choctaw Nation.
Post-office, Roff I.T.

AFFIDAVIT OF MOTHER.

UNITED STATES OF AMERICA, INDIAN TERRITORY, Southern District.

I, Artie Missa Cushman, on oath state that I am 25 years of age and a citizen, by Blood, of the Choctaw Nation; that I am the lawful wife of Charles A. Cushman, who is a citizen, by Marriage, of the US Nation, that a Male (male or female) child was born to me on the 14 day of June 1902 that said child has been named Glenn Cushman, and is now living.

Artie Missie Cushman

WITNESSES TO MARK

(Must be Two Witnesses)

Subscribed and sworn to before me this 30th *day of* June *1902*

John A. Clark
NOTARY PUBLIC.

AFFIDAVIT OF ATTENDING PHYSICIAN, OR MIDWIFE.

UNITED STATES OF AMERICA, INDIAN TERRITORY, Southern District.

I, Dr B N. Speer, a Physician, on oath state that I attended on Mrs. Artie Missa Cushman, wife of Charles A Cushman, on the 14 day of June, 1902, that there was born to her on said date a Male (male or female.) child; that said child is now living and is said to have been named Glenn Cushman.

B N Speer M D.

WITNESSES TO MARK:

(Must be Two Witnesses)

Subscribed and sworn to before me this 30 *day of* June *1902*

John A. Clark
NOTARY PUBLIC.

61	Alfred	Victor	Granted	Choc

DEPARTMENT OF THE INTERIOR.
COMMISSION TO THE FIVE CIVILIZED TRIBES.
Atoka, I. T. December 5th, 1900.

In the matter of the application for enrollment as a citizen by blood of the Choctaw Nation of Alfred Victor.

The said Alfred Victor being duly sworn by Acting Chairman Bixby, was examined by the Commission and testified as follows:

Q What is your name? A Alfred Victor.
Q How old are you? A I am fifty-seven years old.
Q You live at Victor, don't you? A Yes, sir.
Q Are you a citizen by blood of the Choctaw Nation? A Yes, sir.
Q What was your father's name? A John Victor.
Q Is he dead? A Yes, sir.
Q Was he a white man or an Indian? A He was a white man.
Q What was your mother's name? A Ellen Foster.
Q That was her maiden name? A Yes, sir.
Q Is she dead? A Yes, sir.
Q She is a Choctaw Indian? A Yes, sir.
Q What county in the Choctaw Nation did she belong to? A She was raised in Wade County in Skullyville. Really, she came from Mississippi.
Q Have you always been enrolled by the Choctaw tribal authorities as a citizen of the Choctaw Nation? A Yes, sir.
Q Your place of residence has been in the Chickasaw Nation? A Yes, sir; ever since 1899.
Q Did you draw leased district money in 1893? A Yes, sir.
Q Did you draw it in the Chickasaw Nation? A I drew it up there but it was sent from here up there.
Q You drew it as a Choctaw did you? A Yes, sir; one hundred and three dollars.
Q Have you ever been married? A Yes, sir.
Q How many times? A Three times.
Q Were any of your wives ever Chickasaw citizens? A Yes, sir. Lucy Moncrete was a Chickasaw.
Q Between what yearswas she your wife? A Now, before we go any further--I didn't answer you correct, but I didn't do it intentionally. Now, Jones, I married her first, and then afterwards married Lucy Moncrete.
Q When did you marry Lucy Moncrete? A In Cole County.
Q When? A It was in 1872 or '3, as well as I can recollect.
Q How long did you live with her? A Until she died.
Q When was that? A She died four years ago, it will be this coming February.
Q You have not married since then? A Yes, sir.
Q The woman you have married since then is a white woman? A Yes, sir.
Q Now, what we want to get at is the enrollment of your Chickasaw wife. Were you ever enrolled by the Chickasaw tribal authorities as an intermarried citizen of the Chickasaw Nation? A No, sir; I think not. My wife has been enrolled--my wife and family has been enrolled by the Chickasaw authorities, but myself never was enrolled by the Chickasaw authorities.

BY THE COMMISSION: On the 1897 roll of the Chickasaw Nation in the list of intermarried citizens of the Chickasaw Nation, Pontotoc County, is the name of Alfred Victor, as an intermarried citizen of the Chickasaw Nation.

Q Did you ever know any other Alfred Victor that lived in Pontotoc County? A No, sir.
Q You lived there, did you? A Yes, sir.
Q Were you living there in 1897? A Yes, sir.

Q You are sure there was no other person by the name of Alfred Victor living there at that time? A No, sir; I am the only one, I reckon, that lived there. I don't remember of being put on any of the Chickasaw rolls as an intermarried, I don't believe, that I know of. I have been enrolled there as a Choctaw.

Q Now, when the Chickasaw atthorities were preparing their census roll in 1897, do you know whether you were enrolled then or not? A Tom Thompson made the roll. I disremember what year that was, but I think it was about eleven years ago, ten or eleven years ago.

Q The roll we are talking about is only about four years ago. Do you remember when they made these rolls for the Dawes Commission four years ago? A Yes, sir.

Q Was your wife living then? A Yes, sir; she was living when the Dawes Commissi on was first come out, but when I enrolled there at Stonewall she was dead.

Q When you were enrolled at Stonewall did you enroll as a Choctaw or a Chickasaw? A A Choctaw. I have not been enrolled as an intermarried Chickasaw, I don't think, unless it is that roll made when Tom Thompson made the census roll.

Q The census roll would only have been made about four years ago. A. It was before four years ago--I don,t remember now. They went up and enrolled the Choctaws in the Chickasaw Nation.

Witness excused.

---o---

TANDY C. WALKER, being sworn by Acting Chairman Bixby, was examined and testified as follows:

Q What is your name? A Tandy C. Walker.

Q What is your age? A I am going on sixty one years old.

Q Are you a citizen of the Chickasaw Nation? A Yes, sir.

Q Do you know Alfred Victor? A Yes, sir.

Q Who resides in Pontotoc County, Chickasaw Nation? A Yes, sir.

Q Do you know of any roll ever having been made by the Chickasaw authorities about ten or eleven years ago? A No, sir.

Q There was a payroll made in 1893 and a census roll made in 1897, is that correct? A Yes, sir.

Q Do you know who made the census roll of Pontotoc County in 1896? A I think Bob Walker was one of the enumerators--yes, he was--and I don't know the others, but maybe George Perry, but I ain't sure. I ain't sure about that, but we used Bob Walker in a case he enrolled.

Q Do you know if Mr. Victor was ever enrolled by the Chickasaw authorities as an intermarried citizen of the Chickasaw Nation? A No, sir; I do not.

Q Do you know of any other Alfred Victor of Pontotoc County besides the applicant? A No, sir; I do not.

Q How long has he lived in Pontotoc County? A About ten years--let's see, it was in 1879, about November.

Q He has lived therecontinuously since then? A No, he has moved about some.

Q Was he living there in 1896 when the census roll was made? A Yes, sir; he was living at Blue.

Q The 1897 census roll of the Chickasaw Nation shows the name of Alfred Victor as an intermarried citizen resideing in Pontotoc County. Are you reasonably sure that was the applicant? A I guess that was the one. There isn't any other one that I know of, and he married a Chickasaw, but he was always a Choctaw.

(NOTE: The Alfred Victor who appears upon the intermarried roll of Pontotoc County of the Chickasaw Nation of the year 1897, is identified by the Commission as the same Alfred Victor enrolled by the Commission on Choctaw Roll Card No. 61, as a citizen by blood of the Choctaw Nation.)

Wm. S. Wellshear, being duly sworn, upon his oath states that as stenographer to the Commission to the Five Civilized Tribes he reported in full the proceedings in this application at the time and place above mentioned, and that the foregoing is a correct, true and complete transcript of his stenographic notes thereof.

Wm S. Wellshear

Subscribed and sworn to before me this 5th day of December, A D. 1900.

Acting Chairman.

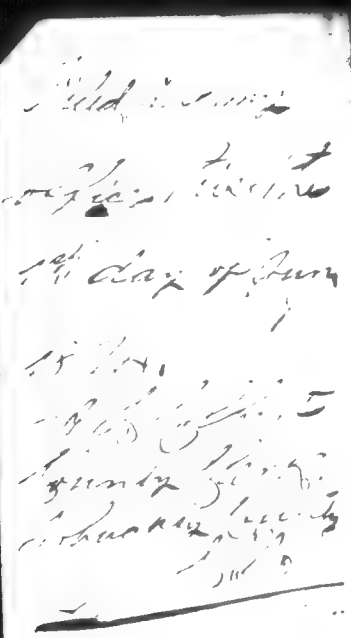


Exhibit A

The Choctaw Nation.

County of Tobucksy.

March 31st 1872.

I do hereby certify that Alfred Victor & Miss Lucy [illegible] were joined together in wedlock agreeable to the Choctaw Law.

James S. Cheadle.

Co. Ty & Probate Judge.

DEPARTMENT OF THE INTERIOR,
COMMISSION TO THE FIVE CIVILIZED TR.

FILED

DEC 20 1902

ACTING CHAIRMAN.

United States of America
Southern District
Indian Territory

Hon Dawes Commission.

Alfred Victor, a Chocktaw Indian by blood, residing in the Chickasaw Nation, at Franks begs leave respectfully to submit to your Hon Body as follows:

Inasmuch as it is claimed by Lizzie Warren my divorced wife that she and I were married in 1874, I state that she is incorrect in this date, and that the true date of our marriage was 1869, and we were divorced long before 1874 the date given by her of our marriage, I was married to my ~~present~~ second wife who was Miss Lucy Moncrofe & was a Chickasaw woman in 1872, I hereto attach marked "Exhibit A" as a part hereof the Certificate of my marriage with my ~~present~~ second wife signed by James S Cheadle County and Probate Judge of Tobucksy County Chocktaw Nation,

I further show that my divorce from Lizzie Watson was obtained in the District Court at Boiling Springs Chickasaw nation, Grady County, that the records were afterwards removed to Wilburton in Latimer County, and that some time about the year 1892 the Court house and all records were destroyed by fire, and that for this reason it is impossible for me to obtain a copy of the decree proceedings and decree for proof of the above statement I herein attach, marked "Exhibit B" as a part hereof, the affidavit of W. M. Johnston a Chickasaw Indian Citizen who is brother of Gov. Johnson and Ex-Sheriff of Pontotoc County C.N.

Respectfully Submitted
his
Alfred x Victor
mark

Attest.
J.B. Reynolds

Exhibit B

United States of America
Southern District
Indian Territory

Personally appeared before the undersigned Notary Public in and for said District W. M. Johnston who being sworn deposes and says on oath, that about the year 1892 the Court house at Wilberton, Gaines County Chocktaw Nation Indian Territory together with all the public records and documents of said County were totally destroyed by fire. And that no records of prior proceedings & judgments had and recorded, pertaining to any kind of litigation in that County were preserved, so far as affiants is informed and believes.

W M Johnston

Sworn to and subscribed before me this the 13th day of Decr 1902

J. B. Reynolds
Notary Public

EMPTY

63 Icey Wade Granted Choc

see Chickasaw #321

INDEXED

20

IN RE

Application for Enrollment of

INFANT CHILD

Palmer Wright

as a citizen of

Choctaw Nation.

Approved AUG 6 1902 190

Commissioner.

DEPARTMENT OF THE INTERIOR,
COMMISSION TO THE FIVE CIVILIZED TRIBES.
FILED
AUG 6 1902

ACTING CHAIRMAN.

CHOCTAW.

63

BIRTH AFFIDAVIT. 20

DEPARTMENT OF THE INTERIOR,

COMMISSION TO THE FIVE CIVILIZED TRIBES.

IN RE Application for Enrollment, as a citizen of the Choctaw Nation,

of Palmer Wright (Here insert name of child), born on the 24 day of November 1899

Name of Father: Isham Wright a citizen of the Choctaw Nation.

Name of Mother: Frances Wright a citizen of the Choctaw Nation.

Post-office Stuart

AFFIDAVIT OF MOTHER.

UNITED STATES OF AMERICA, INDIAN TERRITORY
Central District.

I, Frances Wright, on oath state that I am 21 years of age and a citizen, by blood, of the Choctaw Nation; that I am the lawful wife of Isham Wright, who is a citizen, by blood, of the Choctaw Nation; that a boy (male or female.) child was born to me on 24 day of November 1899; that said child has been named Palmer Wright, and is now living.

Frances Wright

WITNESSES TO MARK:
(Must be Two Witnesses.)
E J Wesley
Carney Okla

Subscribed and sworn to before me this 5 *day of* May 1902.

Sam Hanley
NOTARY PUBLIC.

AFFIDAVIT OF ATTENDING PHYSICIAN, OR MIDWIFE.

UNITED STATES OF AMERICA, INDIAN TERRITORY,
Central District,

I, Eliza Ott, a ..., on oath state that I attended on Mrs. Wright, wife of E. J. Wesley on the 24 day of November 1899; that there was born to her on said date a boy (male or female.) child; that said child is now living and is said to have been named Palmer Wright

Eliza Ott

WITNESSES TO MARK:
(Must be Two Witnesses.)
E J Wesley
Carney Okla

Subscribed and sworn to before me this 5 day of May 1902.

Sam Hanley
NOTARY PUBLIC.

INDEXED

20

IN RE

Application for Enrollment of

INFANT CHILD

Mary Wright

as a citizen of

Chickasaw Nation.

Approved AUG 6 1902 190

Commissioner.

DEPARTMENT OF THE INTERIOR,
COMMISSION TO THE FIVE CIVILIZED TRIBES
FILED
AUG 6 1902

CHAIRMAN

63

DEPARTMENT OF THE INTERIOR,

COMMISSION TO THE FIVE CIVILIZED TRIBES.

IN RE Application for Enrollment, as a citizen of the Choctaw Nation,

of Mary Wright (Here insert name of child), born on the 11 day of ~~1901~~ Nov 1901

Name of Father: Islam Wright a citizen of the Choctaw Nation.

Name of Mother: Francis Wright a citizen of the Choctaw Nation.

Post-office Stuart

AFFIDAVIT OF MOTHER.

UNITED STATES OF AMERICA, INDIAN TERRITORY
Central District.

I, Francis Wright, on oath state that I am 21 years of age and a citizen, by blood, of the Choctaw Nation; that I am the lawful wife of Islam Wright, who is a citizen, by blood, of the Choctaw Nation; that a girl (male or female) child was born to me on 11 day of November 1901; that said child has been named Mary Wright, and is now living.

Francis Wright

WITNESSES TO MARK:
(Must be Two Witnesses) Carney Ott
E J Wesley

Subscribed and sworn to before me this 5 *day of* May 1902.

Sam Hooley
NOTARY PUBLIC

AFFIDAVIT OF ATTENDING PHYSICIAN, OR MIDWIFE.

UNITED STATES OF AMERICA, INDIAN TERRITORY,
Central District,

I, Isie Wade, a , on oath state that I attended on Mrs. Wright, wife of Eslam Wright on the 11 day of November 1901; that there was born to her on said date a girl (male or female) child; that said child is now living and is said to have been named Mary Wright.

Isie Wade

WITNESSES TO MARK:
(Must be Two Witnesses.) Carney Ott
E J Wesley

Subscribed and sworn to before me this 5 *day of* May 1902.

Sam Hooley
NOTARY PUBLIC

7-[illegible]
" .3

[illegible], Indian Territory, May 8, 1902.

Islam Wright,

[illegible], Indian Territory.

Dear Sir:

Receipt is hereby acknowledged of the application for enrollment [illegible] Palmer [illegible], Indian [illegible] Wright, born [illegible] November 9, 1900; also [illegible] citizen of the Choctaw Nation, wife of [illegible] Wright, and daughter of Islam and Francis Wright, born November 9, 1901, and the same are returned to you herewith for further information relative to the mother of the children, and for the further reason that the notary public before whom the affidavits of the attending midwife were acknowledged has neglected to affix his official seal thereto.

It is stated in the affidavit of the mother that she is twenty-one years of age, a citizen by blood of the Choctaw Nation, and the lawful wife of Islam Wright.

If this is correct you are requested to state her full maiden name, the time and place application was made for her enrollment, the names of other members of her family for whom application was made at the same time, and any

other information which you may have that will enable the Commission to identify Francis Wright as being duly listed for enrollment as a citizen by blood of the Choctaw Nation.

If she is a citizen by blood of the Choctaw Nation who has been married to you since the time she was listed for enrollment as such, legal evidence of her marriage to you should be furnished the Commission as authority for changing her name upon our records from her maiden name to her present marital name.

Upon receipt of the information requested herein together with legal evidence of marriage and return of the applications for the enrollment of your children, with the seal of the notary public affixed to the affidavits of the midwife, the matter will receive further consideration.

Yours truly,

Enc.W.37.

Commissioner in Charge.

T- 63
T-4636

Muskogee, Indian Territory, August 6, 1902.

Islam Wright,

Stuart, Indian Territory.

Dear Sir:

Receipt is hereby acknowledged of your letter of the 1st inst., enclosing the application for enrollment as a citizen of the Choctaw Nation of Palmer Wright, infant son of Islam and Frances Wright, born November 24, 1899; also the application for enrollment as a citizen of the Choctaw Nation of Mary Wright, infant daughter of Islam and Frances Wright, born November 11, 1901.

The applications being in proper form have been filed with the records of the Commission, and these children listed for enrollment as citizens of the Choctaw Nation.

Evidence of your marriage to Frances Wade should be furnished to the Commission as authority for the change of her name on our records from her maiden name to her present married name.

Yours truly,

Acting Chairman.

EMPTY

EMPTY

66 Carney OTT Granted Choc

9-327
7-66

Muskogee, Indian Territory, June 30, 1906.

Carney Ott,

Wabonisa, Indian Territory.

Dear Sir:

Receipt is hereby acknowledged of the affidavits of Eliza Ott and Harley Anderson to the birth of McKinley Ott, child of Carney and Eliza Ott, February 20, 1906, and the same have been filed as an application for the enrollment of said child.

Respectfully,

Commissioner.

EMPTY

EMPTY

EMPTY

70 Louisa meshontambi et al Choc

Choctaw Roll.

Card No. 70.

Louisa Westpontambi,
Frances " "

On Ch. R. No. 2, in pencil, -

Not on 1896 Choctaw Roll.

71 Hannah England Choc

DEPARTMENT OF THE INTERIOR,
COMMISSION TO THE FIVE CIVILIZED TRIBES.

Record in the matter of the application for the enrollment as a citizen by intermarriage of the Choctaw Nation of-

GEORGE ENGLAND, 7-D-419.

Commission to the Five Civilized Tribes,

Atoka, Indian Territory.

In the enrollment of George England as an intermarried Choctaw; being sworn and examined by Com'r McKennon he testifies:

Q What is your name? A George England.

Q How old are you? A Twenty-three.

Q You present here a marriage license issued by the Clerk of the County Court of Atoka County, dated August 31, 1899, to marry Mrs. Hannah Spain, were you ever married to her before? A Yes sir.

Q When? A Three years ago, August, 1896.

Q Under the United States law? A Yes sir.

Q Were you separated from or divorced from her? A No sir.

Q This was a second marriage? A Yes sir.

Q Her name then was Hannah England when you married her the last time? A Yes sir.

Q And not Hannah Spain? A No sir.

Department of the Interior,
Commission to the Five Civilized Tribes

I hereby certify, upon my official oath, as stenographer to above named Commission, that this transcript is a true, full and correct translation of my stenographic notes.

M D Green

7 W 419

This is to
Certify that
the within
License is
Recorded in
my Office
in Book
No 1 Page 387
R W Harrison
Clerk of
Aroka Co

MARRIAGE LICENSE.

Choctaw Nation, Atoka County. } ss. To any person authorized by law to solemnize marriages—Greeting:

You are hereby commanded to solemnize the Rite and publish the Banns of Matrimony between Mr. George England *, of* Coal Hill *, in the* Ind Ter *, aged* 23 *years, a citizen of the* United States *. and Miss* Hanna Yarnell *of* Coal Hill *, a citizen of the* Choctaw Nation *in the* Ind Ter *, aged* 21 *years, according to law, and do you officially sign and return this license to the parties therein named.*

Witness my hand and official seal, this 31st *day of* Aug *A. D., 189*9

P W Harrison

Clerk of the County Court.

By Deputy.

CERTIFICATE OF MARRIAGE.

Choctaw Nation, Atoka County. } ss. I, J W Harrison, a County Judge of Atoka Co.

Do hereby certify, that on the 31 *day of* Aug *, A. D., 189*9*, I did duly, and according to law, as commanded in the foregoing license, solemnize the Rite and publish the Banns of Matrimony between the parties therin named.*

Witness my hand this 31 *day of* Aug *, A. D., 189*9

J W Harrison

County Judge

Atoka County

COMMISSIONERS
HENRY L. DAWES.
TAMS BIXBY.
THOMAS B. NEEDLES.
C. R. BRECKINRIDGE.

ALLISON L. AYLESWORTH,
SECRETARY

DEPARTMENT OF THE INTERIOR.
COMMISSION TO THE FIVE CIVILIZED TRIBES.

REFER IN REPLY TO THE FOLLOWING

Choctaw D-419.

Muskogee, Indian Territory, March 3, 1902.

George England,

Coalgate, Indian Territory.

You are hereby notified that the application of yourself for enrollment as a citizen of the Choctaw Nation will be taken up for final consideration by the Commission to the Five Civilized Tribes, at its office in Muskogee, Indian Territory, on the 11th day of April, 1902.

On said date you may, if you desire, appear before the Commission in person or by attorney when an opportunity will be given you to introduce any additional testimony affecting said application which you may think proper or necessary.

You are further notified that the representatives of the Choctaw Nation will also, at the same time, be afforded an opportunity to introduce testimony affecting your right to enrollment, but said representatives will be required to notify you of their intention to introduce such testimony before they will be permitted to do so.

THE COMMISSION TO THE FIVE CIVILIZED TRIBES,

T. B. Needles.

Commissioner in Charge.

Register.

Department of the Interior.

Commission to the Five Civilized Tribes.

In the matter of the application of George England for enrollment as an intermarried citizen of the Choctaw Nation. ----D 419---

On the third day of March, 1902, the applicant wasnotified by registered mail, and on the 6th day of March, 1902, the attorneys for the Choctaw and Chickasaw Nations were notified by registered mail, that the application of George England for enrollment as a citizen of t he Choctaw Nation would be taken up by the Commission to the Five Civilized Tribes at its office in Muskogee, Indian Territory, on the 11th day of April, 1902, for final consideration.

Now, on this 11th day of April, 1902, this cause coming on to be heard pursuant to said notice, the Choctaw Nation failed to appear, and the applicant being called failed to appear either in person or by attorney.

Harry C Risteen, being first duly sworn, upon his oath states: That as stenographer to the Commission to the Five Civilized Tribes he reported in full all proceedings had in the above entitled cause on the 11th day of April, 1902, and that the above and foregoing is a full, true and correct transcript of his stenographic notes of said proceedings on said date.

Harry C Risteen

Subscribed and sworn to before me this 12th day of April, 1902.

Clarence Theilwood

Notary Public.

Departmentof the Interior.
Commission to the Five Civilized Tribes.
South McAlester, I. T., December 22nd, 1902.

Choctaw D-419
Intermarried

--------oOo---------

In the matter of the application of George England for enrollment as an intermarried citizen of the Choctaw Nation.

George England being first duly sworn testified as follows:

Examination by the Commission:

Q What is your name? A George England.
Q How old are you? A Twenty-six.
Q What is your post office address? A Coalgate.
Q How long have you lived in the Choctaw Nation? A Something over fifteen years.
Q Have you lived here continuously for the past fifteen years?
A Yes sir.
Q You are a white man? A Yes sir.
Q An applicant for enrollment as an intermarried citizen of the Choctaw Nation? A Yes sir.
Q What is the name of your Choctaw wife? A HAnnahSpain.
Q Is she a recognized and enrolled citizen by blood of the Choctaw Nation? A Yes sir, I suppose so.
Q When were you married to her? A I was married first to her in August, '93 I believe - - '94 by the United States law. Next time I don't remember just when.
Q Wrere you ever married before your marriage to Hannah Spain?
A No sir.
Q Was she ever married before her marriage to you? A No sir.
Q You state you first married to her under a United States license?
A Yes sir.
Q And after that married her under a Choctaw license? A Yes sir.
Q How long after your first marriage was your second marriage?
A Something near a year or two years.
Q You had not been separated up to that time? A No sir.
Q How much did you pay for your license? A $100.
Q Who married you? A John Harrison.
Q You and this woman have lived together continuously as husband and wife since your first marriage under a United States license up to the present time? A Yes sir.
Q You are now living together as husband and wife and actual bona fide residents of the Choctaw Nation? A Yes sir.
Q Did you make application to the Dawes Commission in 1896?
A Something near that time. I wouldn't be positive. My recollection is not very good; but I was before the Commission at Atoka.
Q Was that the first time you ever made application? A Yes sir.
Q That was about three years ago wasn't it? A Yes sir.

- - - - - - - - -

Albert G. McMillan being first duly sworn states that as stenographer to the Commission to the Five Civilized Tribes he reported the proceedings had innthe above entitled cause on the 22nd day of December, 1902, and that the above and foregoing is a full, true and correct transcript of his stenographic notes taken in said cause on said date.

Albert G. McMillan

Subscribed and sworn to before me this 29 day of January, 1903.

Charles Hetherington

Notary Public.

LGD
7-D-419

DEPARTMENT OF THE INTERIOR,
COMMISSION TO THE FIVE CIVILIZED TRIBES.

In the matter of the application for the enrollment of George England as a citizen by intermarriage of the Choctaw Nation.

-D E C I S I O N-

It appears from the record herein that George England, on August 31, 1899, was married in accordance with the laws, customs and usages of the Choctaw Nation to Anna England (nee Spain), a recognized and enrolled citizen by blood of the Choctaw Nation, whose name appears as No.127 upon the lists prepared by this Commission under the Act of Congress approved July 1, 1902 (32 Stats., 641), of persons entitled to enrollment as citizens by blood of the Choctaw Nation and approved by the Secretary of the Interior on December 12, 1902; that at the time of said marriage both persons above mentioned were residents in good faith of the Choctaw Nation and that they have lived together continuously in said nation as husband and wife from the date of said marriage up to and including September 25, 1902.

It is, therefore, the opinion of this Commission that George England should be enrolled as a citizen by intermarriage of the Choctaw Nation, under the provisions of the Acts of Congress approved June 28, 1898 (30 Stats., 495) and July 1, 1902 (32 Stats., 641), and it is so ordered.

COMMISSION TO THE FIVE CIVILIZED TRIBES,

Chairman.

COMMISSIONER.

COMMISSIONER.

Muskogee, Indian Territory,

MAY 1 1903

Choctaw D-419.

COPY

Muskogee, Indian Territory, May 1, 1903.

George England,

Coalgate, Indian Territory.

Dear Sir:

Inclosed herewith you will find a copy of the decision of the Commission, rendered May 1, 1903, granting your application for enrollment as a citizen by intermarriage of the Choctaw Nation.

The attorneys for the Choctaw and Chickasaw Nations have been furnished a copy of this decision and have been allowed fifteen days from this date within which to file protest against the action of the Commission in enrolling you as a citizen of the Choctaw Nation. If at the expiration of that time no protest has been filed, your name will be placed upon the final rolls of the citizens of the Choctaw Nation to be submitted to the Secretary of the Interior for his approval.

Respectfully,

Tams Bixby.

Chairman.

Registered.

Mac, ALI. 48.

COPY.

Choctaw D-419.

Muskogee, Indian Territory, May 1, 1903.

Mansfield, McMurray & Cornish,

Attorneys for Choctaw and Chickasaw Nations,

South McAlester, Indian Territory.

Gentlemen:

Inclosed herewith you will find a copy of the decision of the Commission, rendered May 1, 1903, granting the application for the enrollment of George England as a citizen by intermarriage of the Choctaw Nation.

You are hereby advised that you will be allowed fifteen days from this date within which to file protest against the action of the Commission in enrolling the applicant herein as a citizen of the Choctaw Nation. If at the expiration of that time no protest has been filed, the name of the applicant will be placed upon the final rolls of the citizens of the Choctaw Nation, to be submitted to the Secretary of the Interior for his approval.

Respectfully

Tams Bixby.

Chairman.

Registered.

Enc. All. 80.

Department of the Interior.

Commission to the Five Civilized Tribes.

In the matter of the application of George England for enrollment as an intermarried citizen of the Choctaw Nation.

----D 419---

On the third day of March, 1902, the applicant was notified by registered mail, and on the 6th day of March, 1902, the attorneys for the Choctaw and Chickasaw Nations were notified by registered mail, that the application of George England for enrollment as a citizen of the Choctaw Nation would be taken up by the Commission to the Five Civilized Tribes at its office in Muskogee, Indian Territory, on the 11th day of April, 1902, for final consideration.

Now, on this 11th day of April, 1902, this cause coming on to be heard pursuant to said notice, the Choctaw Nation failed to appear, and the applicant being called failed to appear either in person or by attorney.

Harry C Risteen, being first duly sworn, upon his oath states: That as stenographer to the Commission to the Five Civilized Tribes he reported in full all proceedings had in the above entitled cause on the 11th day of April, 1902, and that the above and foregoing is a full, true and correct transcript of his stenographic notes of said proceedings on said date.

Harry C Risteen

Subscribed and sworn to before me this 12th day of April, 1902.

Clarence Mitchellwood

Notary Public.

MEMORANDA.

WE

(Date) ..... 1899.

23 Name .....

Choctaw ? ..... County ..... Year ..... No. .....

Chickasaw ? ..... County ..... Year ..... Page .....

Citizen by blood ? ..... Mother's citizenship .....

Intermarried citizen ? .....

Married under what law ? .....

License filed this day, ...

Wife's name, ...

Choctaw ? ..... County ..... Year ..... No. .....

Chickasaw ? ..... County ..... Year ..... Page .....

Citizen by blood ? ..... Mother's citizenship .....

Intermarried citizen ? .....

Married under what law ? .....

License filed this day .....

Names of children:

.....	County	Year	Page	No. .....
.....	County	Year	Page	No. .....
.....	County	Year	Page	No. .....
.....	County	Year	Page	No. .....
.....	County	Year	Page	No. .....
.....	County	Year	Page	No. .....
.....	County	Year	Page	No. .....
.....	County	Year	Page	No. .....
.....	County	Year	Page	No. .....
.....	County	Year	Page	No. .....

As to remaining in his testimony

See enrollment of wife Hannah

England

5419

Muscogee, Indian Territory,

August 18th, 1900.

George England,

Coalgate, Indian Territory,

Dear Sir:

You are hereby notified that the Choctaw Nation, through its attorneys, Messrs McKennon, Mansfield, McMurray, & Cornish, has filed with this Commission a notice of protest to your enrollment as a citizen of the Choctaw Nation.

The Commission, commencing December 3rd, 1900, willhold a session at Atoka, Indian Territory. At that time both you andthe Choctaw Nation will be permitted to offer additional testimony and written arguments in this case, and this hearing will be final.

Yours truly,

Acting Chairman.

7-D-419.

Muskogee, Indian Territory, September 18, 1900.

George England,

Coalgate, Indian Territory.

Dear Sir:-

Since notifying you on August 18, 1900, of the protest filed by the Choctaw Nation to your enrollment as a citizen of the Choctaw Nation, the Commission has been furnished by the Nation with the grounds upon which objection is made to your enrollment. The question raised is to your right to enrollment under your second marriage.

The Commission is in possession of a sufficient statement of facts upon which a decision may be rendered and in your case it will not be necessary for you to appear at the appointment at Atoka beginning December 3rd, 1900.

The Commission will accept and consider any written arguments on questions of law submitted on behalf of the Choctaw Nation at any time prior to February 1st, 1901, and on your behalf at any time prior to March 1st, 1901.

As soon thereafter as practicable the Commission will consider and finally determine your right to enrollment and the decision of the Commission, stating fully its reasons for any action that may be taken, will be mailed to you.

Yours truly,

Acting Chairman.

T-D-410

EMPTY

73 Alzira murray Granted Choc

7-73.

Muskogee, Indian Territory, December 18, 1906.

William W. Winstanley,

Erin Springs, Indian Territory.

Dear Sir:

Your letter of the 6th instant, addressed to the Secretary of the Interior, has been by him referred to this office for consideration and appropriate action. You therein state that in February, 1905, you were married to Erin Murray, a Choctaw Indian, and request that your name be placed upon the roll of citizens by intermarriage of the Choctaw Nation.

It does not appear from the records in the possession of this office that any application has ever been made for your enrollment as a citizen by intermarriage of the Choctaw Nation within the time prescribed by law.

You are further advised that no person is entitled to enrollment as a citizen by intermarriage of the Choctaw Nation who was married subsequent to September 25, 1902.

Respectfully,

Commissioner.

74 Emmet McCaughey et al Granted Choc

DEPARTMENT OF THE INTERIOR,

COMMISSION TO THE FIVE CIVILIZED TRIBES.

The record in the matter of the application for the enrollment as a citizen by intermarriage of the Choctaw Nation of--

ANNIE McCAUGHEY, 7-74.

Department of the Interior,
Commission to the Five Civilized Tribes.
Pauls Valley, Indian Territory, October 20, 1902.

Choctaw No. 74

In the matter of the application for enrollment as a citizen by intermarriage of the Choctaw Nation of Annie May McCaughey.

Emmet McCaughey being first duly sworn testifies with reference to this application as follows:

Examination by the Commission.

Q What is your name? A Emmet McCaughey.
Q How old are you? A Fifty-five.
Q What is your post office address? A Erin Springs, Indian Territory.
Q How long have you resided in the Chickasaw Nation? A I don't know, thirty seven or eight years.
Q You have maintained a continuous residence in the Choctaw-Chickasaw country for thrity-seven years? A Yes sir.
Q You and your family are now actual bona fide residents of the Chickasaw Nation? A Yes sir.
Q Have you been for the last six years? A Yes sir, I have been.
Q You are a citizen by blood of the Choctaw Nation? A Yes sir.
Q Have your rights as such citizen ever been questioned in any manner? A No sir.
Q Are you married to a white woman? A Yes sir.
Q What is her name? A Annie McCaughey.
Q She is an applicant for enrollment as a citizen by intermarriage of the Choctaw Nation? A She has been, yes sir.
Q When did you marry her? A February 4th, 1891, I believe it was. I ain't certain, it may be '90.
Q Where were you living when you married? A At Erin Springs.
Q Were you ever married before you married her? A Yes sir.
Q How many times? A Twice.
Q Both of your former wives dead? A Yes sir.
Q Was she ever married before she married you? A No sir.
Q When you married this woman you had been residing how long in the Chickasaw Nation? A I dont know,— about 27 years I guess.
Q How long had she been residing in the Chickasaw Nation? A She lived in Oklahoma.
Q You married her in Oklahoma? A Yes sir, in Oklahoma City.
Q You obtained a Chickasaw license to marry her? A No sir.
Q Where did you get your license? A Oklahoma City.
Q Were you ever married to this woman in accordance with the tribal laws of the Choctaw or Chickasaw Nations? A I don't know whether the Choctaw laws,— they told me it wouldn't be necessary for Choctaws to get license for the woman; it was a white man that would have to get a license; she was living in Oklahoma City.

Q Since you married this woman in 1891 you have lived with her continuously? A Yes sir.
Q There has been no separation, desertion or divorce? A No sir.
Q And since your marriage you have both been actual bona fide residents of the Chickasaw Nation? A Yes sir.

W. H. Martin being duly sworn on oath states that as stenographer to the Commission to the Five Civilized Tribes he recorded in full the above proceedings at Pauls Valley, Indian Territory, on the 20th day of October, 1902, and that the within and foregoing is a full, true and correct transcript of his stenographic notes in the same.

W H Martin

Subscribed and sworn to before me this 23 day of October, 1902.

C A Hamm

Notary Public.

Blk 0

In Probate Court,

County of

In the Matter of the Estate of

Certificate of Transcript.

Filed the *day of*

A. D. 189 ...

Judge of Probate.

DEPARTMENT OF THE INTE
COMMISSION TO THE FIVE CIVILI
FILED
1950

The Hall & O Donald Litho. Co., Printers, Topeka.—1961.

Certificate of Marriage.

TO THE ~~PROBATE~~ County JUDGE OF OKLAHOMA COUNTY, TERRITORY OF OKLAHOMA:

This Certifies, That on the 4 day of Feb, A. D. 1891., at Baptist Church, in said county, according to law and by authority, I duly joined in marriage Mr. Emmett McCaughey and Miss Anna M. Lee, and there were present as witnesses A. Eaton, L. H. North

Given under my hand the 6 day of Feb 1891

W. H. Nichols
Minister.

Witnesses sign here:

.....

.....

.....
Groom

.....
Bride sign maiden name.
Bride.

Territory of Oklahoma,)
County of Oklahoma) ss. In Probate Court

I, Wm P Harper Judge of the Probate Court of said County, do hereby certify that I have compared the annexed copy of certificate of Marriage of Emmett McCaughey and Miss Anna M, Lee

with the original ~~records~~ thereof recorded ~~preserved~~ in said Probate ~~Registry~~ Court, and that the same is a true copy thereof and of the whole of said original record.

IN TESTIMONY WHEREOF, I have hereunto subscribed my name and affixed the seal of the Probate Court of said County, at Oklahoma city in said County, this 2nd day of October A. D. 1896

Wm P Harper

Probate Judge of Oklahoma County, Oklahoma.

FPB
7-74.

7-74.

DEPARTMENT OF THE INTERIOR,
COMMISSION TO THE FIVE CIVILIZED TRIBES.

In the matter of the application for the enrollment of Annie M. McCaughey as a citizen by intermarriage of the Choctaw Nation.

-: D E C I S I O N :-

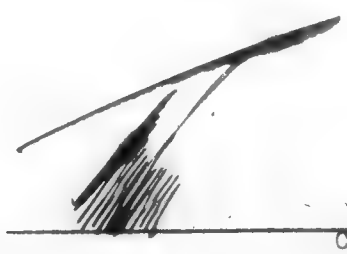
It appears from the record herein that Annie M. McCaughey (nee Lee) claims rights as a citizen by intermarriage of the Choctaw Nation by virtue of her marriage, on February 4, 1891, with Emmet McCaughey, a recognized and enrolled citizen by blood of the Choctaw Nation, whose name appears as number 134 upon the lists prepared by this Commission under the act of Congress approved July 1, 1902 (32 Stat., 641) of persons entitled to enrollment as citizens by blood of the Choctaw Nation and approved by the Secretary of the Interior on December 12, 1902; that at the time of said marriage the applicant was a resident of the Territory of Oklahoma, and the said Emmet McCaughey was a resident in good faith of the Chickasaw Nation, and that they lived together continuously in said nation as husband and wife from the date of said marriage up to and including September 25, 1902.

An examination of the tribal rolls in the possession of the Commission shows that the applicant's name appears upon the 1896 Choctaw Census Roll, Chickasaw District, intermarried roll, number 14888.

It is, therefore, the opinion of this Commission that following the ruling of the Department in the case of Ella Jones (I.T.D. 6818-1904) Annie M. McCaughey should be enrolled as a citizen by intermarriage of the Choctaw Nation, in accordance with the provisions of the acts of Congress ap-

proved June 28, 1898 (30 Stat., 495), and July 1, 1902 (32 Stat., 641), and it is so ordered.

COMMISSION TO THE FIVE CIVILIZED TRIBES.



Chairman.

Commissioner.

C. R. Breckinridge

Commissioner.

Muskogee, Indian Territory,

OCT 15 1904

7-74.

Muskogee, Indian Territory, October 15, 1904.

Annie M. McCaughey,

Lindsay, Indian Territory.

Dear Madam:

Inclosed herewith you will find a copy of the decision of the Commission to the Five Civilized Tribes, rendered October 15, 1904, granting your application for enrollment as a citizen by intermarriage of the Choctaw Nation.

The attorneys for the Choctaw and Chickasaw Nations have been furnished a copy of this decision and have been allowed fifteen days from the date of this notice within which to file protest against the action of the Commission in enrolling you as a citizen of the Choctaw Nation. If at the expiration of that time no prtoest has been filed, your name will be placed upon the final rolls of the citizens of the Choctaw Nation to be submitted to the Secretary of the Interior for his approval.

Respectfully,

Chairman.

Registered.

Incl. 7-74.

7-74.

Muskogee, Indian Territory, October 15, 1904.

Mansfield, McMurray & Cornish,

Attorneys for Choctaw and Chickasaw Nations,

South McAlester, Indian Territory.

Gentlemen:

Inclosed herewith you will find a copy of the decision of this Commission, rendered October 15, 1904, granting the application for the enrollment of Annie M. McCaughey as a citizen by intermarriage of the Choctaw Nation.

You are hereby notified that you will be allowed fifteen days from the date of this notice within which to file protest against the action of the Commission in enrolling said applicant as a citizen of the Choctaw Nation. If at the expiration of said time no protest has been filed, her name will be placed upon the final rolls of the citizens of the Choctaw Nation to be submitted to the Secretary of the Interior for his approval.

Respectfully,

Chairman.

Registered.

Incl. 7-74.

See 7-74 for the letter receipt for this letter.

20 INDEXED

IN RE

Application for Enrollment of

INFANT CHILD

Claude Earl McLaughlin

as a citizen of the

Choctaw Nation.

Approved, MAY 9 1902 1902

Commissioner.

DEPARTMENT OF THE INTERIOR,
COMMISSION TO THE FIVE CIVILIZED TRIBES.
FILED
MAY 27 1902

ACTING CHAIRMAN.

74

CORRECTION

THIS DOCUMENT HAS BEEN REPHOTOGRAPHED TO ASSURE LEGIBILITY

20 INDEXED

IN RE

Application for Enrollment of

INFANT CHILD

Clance Earl McCaughey

as a citizen of the

Choctaw Nation.

Approved, MAY 27 1902 190

Commissioner.

DEPARTMENT OF THE INTERIOR,
COMMISSION TO THE FIVE CIVILIZED TRIBES.
FILED
MAY 27 1902

ACTING CHAIRMAN.

74

DEPARTMENT OF THE INTERIOR.

COMMISSION TO THE FIVE CIVILIZED TRIBES.

IN RE Application for Enrollment, as a citizen of the Choctaw ~~Chickasaw~~ Nation.

of Claude Earl McCaughey (Here insert name of child.) born on the 8 day of May, 1902

Name of Father: Emmett McCaughey, a citizen of the Choctaw Nation.

Name of Mother: Annie M McCaughey, a citizen of the ~~Chickasaw~~ Choctaw Nation.

Post-office, Ervin Springer IT

AFFIDAVIT OF MOTHER.

UNITED STATES OF AMERICA, INDIAN TERRITORY
Southern District.

I Annie M McCaughey, on oath state that I am 40 years of age and a citizen, by Marriage, of the Choctaw ~~Chickasaw~~ Nation; that I am the lawful wife of Emmett McCaughey, who is a citizen, by Blood, of the Choctaw ~~Chickasaw~~ Nation; that a Male (male or female) child was born to me on the 8th day of May 1902; that said child has been named Claude Earl McCaughey, and is now living.

Annie M McCaughey

WITNESSES TO MARK:

(Must be Two Witnesses.)

Subscribed and sworn to before me this 21 *day of* May 1902.

R L Steen

NOTARY PUBLIC.

AFFIDAVIT OF ATTENDING PHYSICIAN, OR MIDWIFE.

UNITED STATES OF AMERICA, INDIAN TERRITORY.
District.

I, W A Ewing, a Physician, on oath state that I attended on Mrs. Annie M. McCaughey, wife of Emmett McCaughey, on the 8th day of May, 1902; that there was born to her on said date a male (male or female) child; that said child is now living and is said to have been named Claude Earl McCaughey.

W A Ewing M D

WITNESSES TO MARK:

(Must be Two Witnesses.)

Subscribed and sworn to before me this 20 *day of* May 1902.

R L Steen

NOTARY PUBLIC.

My commission expires Nov 11 1907

Choctaw 74.

In the matter of the enrollment of Annie Mary McCaughey as an intermarried citizen of the Choctaw Nation.

PROTEST of
Choctaw and Chickasaw Attorneys

DEPARTMENT OF THE INTERIOR,
COMMISSION TO THE FIVE CIVILIZED TRIBES.
FILED
FEB 6 1904
Chairman

BEFORE THE COMMISSION TO THE FIVE CIVILIZED TRIBES.

In the matter of the application for the enrollment of Annie Mary McCaughey as a citizen by intermarriage of the Choctaw Nation, Choctaw Field No. 74.

- - - - - - -

We hereby request, on behalf of the Choctaw and Chickasaw Nations, that final decision in this case be postponed until final decision by the Choctaw and Chickasaw Citizenship Court in the case of Preston Early, et al., vs. Choctaw and Chickasaw Nations, No.64 on the South McAlester Docket, in which the said court will decide the question of the citizenship rights by intermarriage , if any, of those white persons who intermarried with citizens by blood of the Choctaw Nation not in accordance with the tribal laws, which question is involved in the case to which this communication refers.

This request is filed under authority granted by the Honorable Secretary of the Interior in his communication to the Commission to the Five Civilized Tribes upon the subject, dated November 18, 1903.

Attorneys for the Choctaw & Chickasaw Nations.

January 23, 1904.

Choctaw 74

Muskogee, Indian Territory, February 9, 1904.

Annie Mary McCaughey,

Lindsay, Indian Territory,

Dear Madam:

You are hereby advised that under direction of the Secretary of the Interior of November 18, 1903, and upon a protest filed with the Commission by the attorneys for the Choctaw and Chickasaw Nations dated January 23, 1904, no further action will be taken relative to your enrollment as an intermarried citizen of the Choctaw Nation until the Commission is further instructed by the Secretary of the Interior.

Respectfully,

Commissioner in Charge.

DEPARTMENT OF
COMMISSIONER
OCT 14 1904

CHOCTAW

75

IN THE CHOCTAW AND CHICKASAW CITIZENSHIP COURT SITTING AT SOUTH McALESTER, IN THE CENTRAL DISTRICT OF THE INDIAN TERRITORY IN THE CHOCTAW NATION.

Lula [illegible].Trahern, alias Lula [illegible].Trahern,----------Appellant,

vs #40.

The Choctaw and Chickasaw Nations,----------Appellees.

The Treaty of 1866 with the Choctaw and Chickasaw Nations provided, in section 38 thereof, that,

"every white person who having married a Choctaw or Chickasaw resides in the said Choctaw or Chickasaw Nation &c. &c.----------is to be deemed a member of said Nation----------."

As has heretofore been declared in cases decided in this court to entitle a white person to be deemed a member of said nation or nations, the white person must have married a Choctaw or Chickasaw and must reside in the Choctaw or Chickasaw nation after said marriage. That is to say, a valid marriage to a Choctaw or Chickasaw must be followed by a residence in one of said Nations as the case may be.

A male Choctaw under the laws and regulations of the said Nation can contract a marriage which is legal outside of ~~the~~ said Nation and under the laws of any other State, and then bringing his white wife to reside in ~~the~~ said nation of which he is a member, and she afterwards there resides as his wife, she is to be deemed a member of said Nation. Two things must concur. The valid marriage must take place by a male member of the Tribe or nation to a white woman and she must live and reside with her husband in said nation in which he resides.

The question involved in this case is whether a Choctaw man by blood, married in Mississippi, before he has been enrolled as a Choctaw by blood, in the Choctaw Nation, India Territory, can by removing and living in the Choctaw Nation with his wife so married, convert a

her so to speak,without remarrying her,into a member of said tribe That is to say does the marriage,valid in all respects as such,and followed by residence,entitle the white woman to membership in the Nation of her husband from the time of her husband's enrolment as a Choctaw by blood(under the existing laws and treaties) by the Commission to the Five Civilized Tribes and the approval thereof by the Secretary of the Interior? I think that these things are sufficiant under section 38 of the Treaty of 1866.

There is of course a vast difference between the status of a white man marrying a Choctaw or Chickasaw woman and a white woman marrying a Choctaw or Chickasaw man. The white man must marry in the Nation he wishes to become a member of by intermarriage according to its laws and regulations,and reside therein thereafter and remain with his wife. A white woman can be validly married to a Choctaw man in any jurisdiction outside of the Nation and by then residing in said Nation in the marital state with her Choctaw husband be deemed from such marriage and residence a member of that Nation. I cannot see how a marriage valid before her husband a Choctaw by blood became identified and entitled to enrolment in the respective Nation and valid thereafter,and followed by her residence continuously after his recognition and identification does not entitle the white wife to be deemed a member of the Nation of which her husband is a member. This conclusion it seems to me is according to the letter and spirit of section 38 of the Treaty of 1866 and in accordance with the laws and regulations of the Choctaw Nation.

Such a state of facts and conditions brings about what the Treaty intended,towit, a valid marriage and insuring the legitimacy of the off-spring,if any, of such marriage,and residence in the Nation as a member thereof,which are the two essential things the said Treaty seeks to effectuate.

I think that the appellant here Lula B.Trahern sometimes called Lula E.Trahern should be declared entitled to intermarried citizenship in the Choctaw Nation,and all rights accruing therefrom and it

is so ordered.

(Signed) Henry S.Foote
Associate Judge.

We concur.

Spencer E.Adams Chief Judge,

Walter L.Weaver Associate Judge.

United States of America,

Indian Territory,

Southern Judicial District.

I James B.Cassada Clerk of the Choctaw and Chickasaw Citizenship Court do hereby certify hat the foregoing is a true and correct copy of the decision of said Court in the action of Lula B. alias Lula B.Trahorn,Appellant vs The Choctaw and Chickasaw Nations Appellees,No.40,as lately rendered by said Court.

Witness my hand and seal of office on this the 7th day of Oct. A.D.1904.

James B. Cassada

75 Newt Williams et al

Choc

DEPARTMENT OF THE INTERIOR,
COMMISSION TO THE FIVE CIVILIZED TRIBES.

Record in the matter of the application for the enrollment as a citizen by intermarriage of the Choctaw Nation of:

ABBIE WILLIAMS.

7-75.

Dale #11 Choctaw case No. 75.

DEPARTMENT OF THE INTERIOR,
COMMISSION TO THE FIVE CIVILIZED TRIBES.
MUSKOGEE, I.T., NOV. 5th, 1900.

In the matter of the application for identification as a Mississippi Choctaw, of Sarah Williams, who being duly sworn, testified as follows:

(By the Commission)

Q What is your name? A Sarah J. Williams.
Q What is your age? A 23.
Q What is your post office address? A Wolvenville, Indian Territory.
How long have you resided in the Indian Territory? A About 14 years, I guess.
Q Where did you live prior to that time? A In Texas.
Q How long did you live in Texas? A I couldn't tell you. I was born in Texas.
Q You lived there up until the time you moved to the Indian Territory? A Yes sir.
Q Did you ever live in Mississippi? A No sir.
Q How much Choctaw blood do you claim? A 1/16
Q What is your father's name? A James H. Branum.
Q Is your father living? A Yes sir.
What is your mother's name? A Malinda Branum.
Q Is your mother living? A Yes sir.
Q Through which one of your parents do you claim your choctaw blood? A My mother.
Q Is your mother's name on any of the tribal rolls of the Choctaw Nation? A No sir.
Has your mother ever been recognized by the tribal authorities as a citizen of the Choctaw Nation? A No sir.
Q Is your name on any of the tribal rolls of the Choctaw Nation?
A Not that I know of.
Q Did you ever make application to the Choctaw tribal authorities for citizenship in the Choctaw Nation? A No, I never made any myself.
Q Have you ever been recognized by the Choctaw tribal authorities or by any official act of their National council as a citizen of that Nation. A No sir, I havent.
Q Did you or did anyone in your behalf in 1896, make application to this Commission for citizenship in the Choctaw Nation under the act of Congress of June 10th, 1896? A No sir.
Q Have you ever been admitted to citizenship in the Choctaw Nation by judgment of the United States Court for Indian Territory on appeal from the decision of the tribal courts of the Choctaw Nation or the decision of this Commission? A No sir.
Q Have you ever prior to this time made application to either the tribal authorities of the Choctaw Nation or to the authorities of the United States for either citizenship or enrollment as a Choctaw? A No sir.
Q This is your first application of any description? A No sir, I have made application as intermarried once.
Q You did, A Yes sir.
Q When? A I don't know.
Q Where? A At Pauls Valley.
Q To whom? A I don't understand you.
Q Did you go before this Commission? A No sir, I didn't go before any Commission.

Q What kind of an application did you make? A For rights as an intermarried citizen.
Q About how long ago? A Two or three months ago.
Q You claim in addition to that right--identification as a Mississippi Choctaw, right as an intermarried citizen of? A No sir, I claim for my mother.
Q What do you mean when you said intermarried citizen? A I married a Choctaw Indian.
Q What is his name? A Newton Williams.
Q Is Newton Williams enrolled and recognized as a member of the Choctaw tribe of Indians? A Yes sir.
Q Where was he enrolled? A Pauls Valley I reckon.
Q Where did you marry Newton Williams? A At Norman, Okla.
Q When? A In 1894.
Q In 1894. A Along about that time somewhere; I think it was in 1894.
Q As an recognized member of the Choctaw tribe of Indians at that time? A I couldn't tell you anything about it; he has been recognized as an Indians ever since I've known him.
Q Was he an enrolled Indian? A I don't know.
Q You said a while ago, he was enrolled by this Commission at Pauls Valley. A I don't know he was enrolled; I didn't say he enrolled; he went before the Dawes Commission there; I don't know whether he was enrolled.
Q What was his father's name? A I don't know.
Q Do you know whether he is living or not? A No sir, he is dead.
Q Do you know what his mother's name was? A Her name was Rhoda Williams.
Q Is she living? A No sir, she is dead.
Q About how old was your husband? A I don't know; I never heard him say.
Q About how old? A He is some where in twenty. About 29 or 30 somewhere along there.
Q Did he live at Paul's Valley? A He don't live there now; he lives at Paul's Valley, but he has been away all summer; that has been his home for the last 12 years.
Q Your name is Abbie Williams? A Yes sir, my name is Sarah Abbie Williams.
Q You are making application as a Mississippi Choctaw; were you ever married to Newton Williams in accordance with the laws of the Choctaw Nation? A No sir.
Q The only time you were ever married was under this Oklahoma license. A Yes sir.

(By the Commission)

The applicant, Sarah A. Williams appeared before the Commission in Nov. 5th, 1900. It develops from her testimony that her husband Newt Williams is a citizen by blood of the Choctaw Nation and enrolled as a citizen , Choctaw roll, card Field No. 75. The name of Abbie Williams his wife 20 years of age also appears on said card, as intermarried citizen of the Choctaw Nation. There is filed as evidence of said marriage the marriage license and certificate between Newton Williams and Sarah A Abbie Branum, the 18th day of May, 1894, under the laws of the Territory of Oklahoma.

Q Do you want to withdraw your application for identification as a Mississippi Choctaw? A I don't know.
Q You claim to have Choctaw blood do you? A Yes sir.
Q And that your ancestors were members of the Choctaw tribe of Indians in Mississippi in 1830. A Yes sir.
Q Do you want to withdraw

#3.

Q Do you want to withdraw this application for identification as a Mississippi Choctaw? A Yes sir.

Attorney for Sarah Annie Williams asks to withdraw her application for identification as a Mississippi Choctaw, the records of this commission showing that she is already enrolled as an intermarried citizen.

By the Commission:--

Permission is granted the applicant to withdraw her application for identification as a Mississippi Choctaw but her testimony as to her Indian blood and the testimony of her mother will be filed and made a part of the record in the matter of her enrollment as an intermarried citizen of the Choctaw Nation, Choctaw Card, No. 75

Q Have you any children? A No sir.

E. Mastain, being first duly sworn, upon oath states that as stenographer to the Commission to the Five Civilized Tribes, he reported in full, all proceedings had in the above entitled cause on the 5th day of Nov. 1900, and that the above and foregoing is a true, full and correct transcript of his stenographic notes.

E. Mastain

Subscribed and sworn to before me this 30 day of Nov 1900, at Muskogee, Indian Territory.

Guy L. V. Emerson
Notary Public

DEPARTMENT OF THE INTERIOR,
COMMISSION TO THE FIVE CIVILIZED TRIBES,
TISHOMINGO, INDIAN TERRITORY,
September 8, 1904.

Choctaw 75.

In the matter of the enrollment of Abbie Williams as a citizen by intermarriage of the Choctaw Nation.

Abbie Williams, being first duly sworn, testified as follows:

Q. What is your name? A. Abbie Williams.
Q. How old are you? A. Twenty-seven years last March.
Q. You are a white woman? A. Yes, sir.
Q. Father and mother both United States citizens? A. Yes, sir.
Q. You don't claim any rights as a citizen by blood? A. No, sir.
Q. You claim as a citizen by intermarriage of the Choctaw Nation? A. Yes, sir.
Q. Who is the Indian through whom you claim your rights? A. Newt Williams.

(Newt Williams, through whom the applicant claims, is identified as Newt Williams on Choctaw Field Card number 75, and is number 143 upon the final roll approved by the Secretary of the Interior.)

Q. Have you any children? A. No, sir.
Q. When were you married? A. In 1894.
Q. Where were you living at the time of your marriage? A. Pauls Valley, Chickasaw Nation.
Q. Where was your husband living? A. Pauls Valley.
Q. Did you get a Chickasaw Tribal license? A. No, sir.
Q. Any kind of a license? A. Yes, sir.
Q. What kind? A. In Oklahoma.
Q. You were married in Oklahoma? A. Yes, sir.
Q. And at that time you were both residents of the Chickasaw Nation? A. Yes, sir.
Q. Since your marriage, have you lived with him as his wife without any separation, no abandonment, no divorce? A. Yes, sir.
Q. Where have you lived? A. Pauls Valley, and several places.
Q. Anywhere else than the Chickasaw Nation? A. No, sir.
Q. You have no children? A. No, sir.
Q. Have you filed your certificate of marriage with this Commission? A. Yes, sir.

Witness excused.

Elsie E. Ashton, being first duly sworn, states that as stenographer to the Commission to the Five Civilized Tribes, she correctly reported the proceedings above, and this is a full, true and correct transcript of her stenographic notes.

Elsie E. Ashton.

Subscribed and sworn to before me this 7th day of September, 1904.

J. Campbell
Notary Public.

8512

7-75

189

Jarman Okla

B. F. WILLIAMS,
EX-DISTRICT JUDGE
OF TEXAS
Practices in District and Supreme Courts of Oklahoma.
Special attention to Commercial Practice.

B. F. WILLIAMS,
....Probate Judge....
CLEVELAND Co. OKLA.

Abbie Williams

vs

Choctow Nation

Certified Copy
of
Marriage Record
Newton Williams
to
Sarah Abbie Williams

DEPARTMENT OF THE INTERIOR
COMMISSION TO THE FIVE CIVILIZED TRIBES.
FILED
OCT 9 1900

ACTING CHAIRMAN.

Patchell & Pycott
Attys for Pauls Valley Ind.
Abbie Williams

[illegible] Choctaw and Chickasaw [illegible]

[illegible] in the case [illegible]

[illegible], if any, [illegible] intermarried citizens [illegible] the tribal laws, which [illegible] refers.

[illegible] this report is filed [illegible] by the [illegible] Secretary of the Interior [illegible] Tribes upon the subject, dated [illegible] November [illegible], 1903.

[illegible signatures]

Attorneys for the Choctaw & Chickasaw Nations.

January 25, 1904.

In the Matter of
Abbie Williams
vs
Choctaw Nation
Affidavit

OCT 1 1904

Dr. W. Patterson
Pauls Valley, I. T.
Atty for Abbie Williams

D E P A R T M E N T OF THE I N T E R I O R.

BEFORE THE COMMISSION TO THE FIVE CIVILIZED TRIBES AT MUSKOGEE INDIAN TERRITORY.

In the Matter of

Abbie Willimas, Applicant for Enrolment as an Intermarried Citizen of the Choctaw Nation.

I Abbie Willimas applicant for enrolment as an intermarried citizen of the Choctaw Nation by virtue of my marriage with Newt Williams a Choctaw by blood do solemnly swear that neither of us were ever married prior to our marriage with each other.

Abbie Williams

Subscribed and sworn to before me a Notary Public in and for the Southern Judicial District of the Indian Territory on this the 8th. day of October 1904.

Herbert E. Payne

Notary Public.

F. R. B.
Encl

7-75.

DEPARTMENT OF THE INTERIOR,
COMMISSION TO THE FIVE CIVILIZED TRIBES.

In the matter of the application of Abbie Williams for enrollment as a citizen by intermarriage of the Choctaw Nation.

D E C I S I O N.

It appears from the Census Card record in this case that, on September 12, 1898, the applicant herein, Abbie Williams, appeared before the Commission and made application for her enrollment as a citizen by intermarriage of the Choctaw Nation. Further proceedings were had in the matter of this application at Tishomingo, Indian Territory, September 8, 1904.

It further appears from the record herein that on May 18, 1894 the applicant, Abbie Williams (nee Branum), was married, under the laws of the Territory of Oklahoma, to Newt Williams, a recognized and enrolled citizen by blood of the Choctaw Nation, whose name appears as number 143 upon the lists prepared by this Commission under the act of Congress approved July 1, 1902 (32 Stat., 641), of persons entitled to enrollment as citizens by blood of the Choctaw Nation, and approved by the Secretary of the Interior on December 12, 1902; that at the time of said marriage both parties herein were residents in good faith of the Chickasaw Nation; and that they lived together continuously as husband and wife from the date of their said marriage, on May 18, 1894, up to and including September 25, 1902, as bona fide residents of the Chickasaw Nation.

It further appears from the records of the Commission that, on November 5, 1900, the applicant herein, Abbie Williams, under the name of Sarah A. Williams, made application before the Commission for her identification as a Mississippi Choctaw, but, on motion of her attorney, she was permitted to withdraw said application.

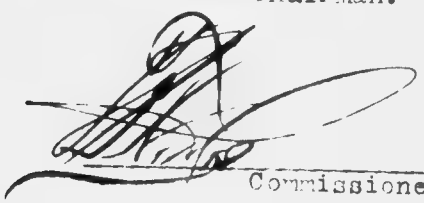
Upon an examination of the tribal rolls in the possession of the Commission, the applicant is identified upon the 1894 Choctaw Census Roll, Chickasaw District, number 15203, enrolled thereon as a citizen by intermarriage of the Choctaw Nation.

It is, therefore, the opinion of this Commission that,

following the ruling of the Department in the case of Ella Jones (I.T.D. 6813-1904), Abbie Williams should be enrolled as a citizen by intermarriage of the Choctaw Nation, in accordance with the provisions of the acts of Congress approved June 28, 1898 (30 Stat., 495) and July 1, 1902 (32 Stat., 641), and it is so ordered.

COMMISSION TO THE FIVE CIVILIZED TRIBES.

Chairman.



Commissioner.

Commissioner.

Muskogee, Indian Territory,

NOV 29 1904

7-75

Muskogee, Indian Territory, November 29, 1904.

Abbie Williams,

Pauls Valley, Indian Territory.

Dear Madam:

Inclosed herewith you will find a copy of the decision of the Commission to the Five Civilized Tribes, rendered November 29, 1904, granting your application for enrollment as a citizen by intermarriage of the Choctaw Nation.

The attorneys for the Choctaw and Chickasaw Nations have been furnished a copy of this decision and have been allowed fifteen days from the date of this notice within which to file protest against the action of the Commission in enrolling you as a citizen of the Choctaw Nation. If at the expiration of that time no protest has been filed, your name will be placed upon the final rolls of the citizens of the Choctaw Nation to be submitted to the Secretary of the Interior for his approval.

Respectfully,

(SIGNED)

T [illegible]

Commissioner in Charge.

Registered.

Incl. 7-75.

7-75

Muskogee, Indian Territory, November 29, 1904.

A. W. Pyeatt,

Attorney at Law,

Pauls Valley, Indian Territory.

Dear Sir:

You are hereby notified that the Commission to the Five Civilized Tribes, on November 29, 1904, rendered its decision granting the application for the enrollment of Abbie Williams as a citizen by intermarriage of the Choctaw Nation.

The attorneys for the Choctaw and Chickasaw Nations have been furnished a copy of said decision and have been allowed fifteen days from the date of this notice within which to file protest against the action of the Commission in enrolling said Abbie Williams as a citizen of the Choctaw Nation. If at the expiration of said time no protest has been filed, her name will be placed upon the final rolls of the citizens of the Choctaw Nation to be submitted to the Secretary of the Interior for his approval.

Respectfully,

(SIGNED)

T. B. [illegible]

Commissioner in Charge.

Registered.

7-75

COPY

Muskogee, Indian Territory, November 29, 1904.

O. W. Patchell,

Attorney at Law,

Pauls Valley, Indian Territory.

Dear Sir:

You are hereby notified that the Commission to the Five Civilized Tribes, on November 29, 1904, rendered its decision granting the application for the enrollment of Abbie Williams as a citizen by intermarriage of the Choctaw Nation.

The attorneys for the Choctaw and Chickasaw Nations have been furnished a copy of said decision and have been allowed fifteen days from the date of this notice within which to file protest against the action of the Commission in enrolling said Abbie Williams as a citizen of the Choctaw Nation. If at the expiration of said time no protest has been filed, her name will be placed upon the final rolls of the citizens of the Choctaw Nation to be submitted to the Secretary of the Interior for his approval.

Respectfully,

(SIGNED)

T. B. Needles

Commissioner in Charge.

Registered.

7-75

COPY.

Muskogee, Indian Territory, November 29, 1904.

Mansfield, McMurray and Cornish,

Attorneys for Choctaw and Chickasaw Nations,

South McAlester, Indian Territory.

Gentlemen:

Inclosed herewith you will find a copy of the decision of this Commission, rendered November 29, 1904, granting the application for the enrollment of Abbie Williams as a citizen by intermarriage of the Choctaw Nation.

You are hereby notified that you will be allowed fifteen days from the date of this notice within which to file protest against the action of the Commission in enrolling said applicant as a citizen of the Choctaw Nation. If at the expiration of said time no protest has been filed, her name will be placed upon the final rolls of the citizens of the Choctaw Nation to be submitted to the Secretary of the Interior for his approval.

Respectfully,

(SIGNED)

T. B. Needles

Commissioner in Charge.

Registered.

Incl. 7-75.

See 7-664 for registry receipt for this letter.

Choctaw 75

Muskogee, Indian Territory, February 9, 1904.

Abbie Williams,

Pauls Valley, Indian Territory,

Dear Madam:

You are hereby advised that under direction of the Secretary of the Interior of November 18, 1903, and upon a protest filed with the Commission by the attorneys for the Choctaw and Chickasaw Nations dated January 23, 1904, no further action will be taken relative to your enrollment as an intermarried citizen of the Choctaw Nation until the Commission is further instructed by the Secretary of the Interior.

Respectfully,

Commissioner in Charge.

76 nettie Taylor Granted Choc

Chartres

~~[illegible]~~

76

77 John G. Burkes et al Granted choc -

Choctaw-77

Muskogee, Indian Territory, February 6, 1904.

Mr. John G. Burkes,

Marlow, Indian Territory.

Dear Sir:

You are hereby advised that under direction of the Secretary of the Interior of November 18, 1903, and upon a protest filed with the Commission by the attorneys for the Choctaw and Chickasaw Nations, dated January 23, 1904, no further action will be taken in connection with the allotment of lands of the Choctaw-Chickasaw Nations to John G. Burkes, John G. Burkes, Jr., Ella I. Lowe, Lillie B. Burkes, Myrtle J. Burkes, Lelia A. Burkes, Mary Ellis Burkes, Ben Ager Burkes, Maudie Vinita Burkes and Charley McClellan Burkes, until the Commission is further instructed by the Secretary of the Interior.

Respectfully,

Commissioner in Charge.

BEFORE THE COMMISSION TO THE FIVE CIVILIZED TRIBES.

In the matter of the application for the enrollment of John G. Burkes, his children John G. Burkes Jr., Ella I. Lowe, Lillie B. Burkes, Myrtle J. Burkes, Lela A. Burkes, Mary Ellis Burkes, Ben Ager Burkes and Maudie Vinita Burkes, also his grandson Charley McClellan Burkes, as citizens by blood of the Choctaw Nation, Choctaw Field No. 77.

- - - - - - -

We hereby request, on behalf of the Choctaw and Chickasaw Nations, that no further action be taken in connection with allotment of lands to these persons until final decision by the Choctaw and Chickasaw Citizenship Court in the case of Mattie Lee Armstrong, et al., vs Choctaw and Chickasaw Nations, No. 59 on the Tishomingo Docket, in which the said court will decide the question of what compliance, by the applicants or their ancestors, with the third or the fourteenth articles of the treaty of 1830 was necessary in order to be entitled to enrollment and to participation in the distribution of tribal property of the Choctaws and Chickasaws, notwithstanding their recognition as citizens by the tribal authorities of the Choctaw Nation, which question is involved in the case to which this communication refers.

This request is filed under authority granted by the Honorable Secretary of the Interior in his communication to the Commission to the Five Civilized Tribes upon the subject, dated November 18, 1903.

Attorneys for the Choctaw & Chickasaw Nations.

January 23, 1904.

~~1477~~

MARRIAGE LICENSE.

John Burks

AND

V. L. Duke

Issued Sept 22, 1877 90

J. A. Bagby County Clerk.

By A. P. Corley Deputy.

Recorded in Book D Page 256
Marriage Records.

J. A. Bagby Clerk.

GEO. C. BARNARD & CO., PRINTERS, ST. LOUIS

The State of Texas,

County of Red River.

I.F.M.Smith, Clerk of the County Court of Red River County, Texas, hereby certify that the within and foregoing is a true copy of a Marriage License issued to John Burks and V.L.Duke as appears of record in my office in Marriage License Record D on page 256.

Given under my hand seal of office this the 5th. day of July, 1902.

F. M. Smith

Clerk County Court Red River Co.

By A. P. Carley --Deputy Cl'k.

Deputy.

By

Clerk.

and Recorded the day of 190

Returned and Filed for Record the day of A. D. 19

No. 1477

Marriage License.

STATE OF TEXAS.

COUNTY OF RED RIVER.

GEO. D. BARNARD & CO., ST. LOUIS

To any Judge of the County or District Court, Regularly Licensed or Ordained Minister of the Gospel, Jewish Rabbi, or Justice of the Peace in and for said County of Red River Greeting:

You are hereby Authorized to Solemnize the RITES OF MATRIMONY

Between Mr John Burks

and Miss V. L. Duke

and make due return to the Clerk of the County Court of said County within Sixty days thereafter certifying your action under this License.

L. S.

WITNESS my official signature and seal of office at office in Clarksville this 22d day of September A. D. 1877

By A. P. Coley Deputy J. A. Bagby Clerk of County Court Red River County

I A. B. Kendall do hereby certify that on the Twenty Sixth day of Sept. A. D. 1877 United in Marriage John Burks and V. L. Duke the parties above named

Witness my hand this 12th day of Oct 1877 A. D.

A. B. Kendall

O. M. G.

No. .....

Affidavit of Attending Physician at Birth of Child.

Mandie Vinita Burkes

IN RE APPLICATION OF

John G Burkes

FOR CITIZENSHIP IN

Choctaw

NATION.

Approved Sept 13 1898

Commissioner

TRIBES.

Sept 13, 1898.

CHOCTAW.

77

Affidavit of Attending Physician at Birth of Child.

INDIAN TERRITORY,
Southern District.

I, J C Calhoun, being duly sworn, on oath, state that I was the physician who attended on Mrs. Alice V Burks on the 19 day of June 1898, and that there was born to her on said date a female child, and that said child was named Maudie Vinita, and is now living.

J C Calhoun

Subscribed and sworn to before me this 21 day of Sept. 1898.

Summers Hardy.
NOTARY PUBLIC.

CHOCTAW.

20

IN RE

Application for Enrollment of

INFANT CHILD

Harley McC. Burkes

as a citizen of

Choctaw Nation.

Approved NOV 1 1902 A. 190

James Bixby

Commissioner.

DEPARTMENT OF THE INTERIOR,
COMMISSION TO THE FIVE CIVILIZED TRIBES.
FILED
NOV 1 1902

ACTING CHAIRMAN.

CHOCTAW.

77

DEPARTMENT OF THE INTERIOR,

COMMISSION TO THE FIVE CIVILIZED TRIBES.

IN RE Application for Enrollment, as a citizen of the Choctaw Nation,

of Charley McClellen Burkes, born on the 20th day of September, 1902
(Here insert name of child.)

Name of Father: John G. Burkes, Jr. a citizen of the Choctaw Nation.

Name of Mother: Sarah P. Burkes, a citizen of the Choctaw Nation.

Post-office Marlow, Indian Territory.

AFFIDAVIT OF MOTHER.

UNITED STATES OF AMERICA,
INDIAN TERRITORY
Southern---------- District.

I, Sarah P. Burkes, on oath state that I am Twenty years of age and a citizen, by Marriage, of the Choctaw Nation; that I am the lawful wife of John G. Burkes, Jr- , who is a citizen, by Blood, of the Choctaw Nation; that a Male (male or female.) child was born to me on 20th, day of September 1902; that said child has been named Charley McClellen Burkes, and is now living.

Sarah P. Burkes

WITNESSES TO MARK:

(Must be Two Witnesses.)

Subscribed and sworn to before me this 4th, *day of* October *1902.*

Wm A Proctor
NOTARY PUBLIC.

AFFIDAVIT OF ATTENDING PHYSICIAN, OR MIDWIFE.

UNITED STATES OF AMERICA,
INDIAN TERRITORY,
Southern---------- District,

I, Mrs. M.L. McDaniel, a Midwife, on oath state that I attended on Mrs. Sarah P. Burkes, wife of John G. Burkes, Jr- on the 20th, day of September, 1902; that there was born to her on said date a Male (male or female.) child; that said child is now living and is said to have been named Charley McClellen Burkes.

her
Mrs. M. L. McDaniel
mark

WITNESSES TO MARK:

(Must be Two Witnesses.)

Annie L. Steele

W. H. McDaniel

Subscribed and sworn to before me this 4th, *day of* October *1902.*

Wm A Proctor
NOTARY PUBLIC.

Certificate of Record of Marriage

United States of America,
Indian Territory,
Southern District. } sct.

I, C. M. CAMPBELL, Clerk of the United States Court, in the Territory and District aforesaid Do HEREBY CERTIFY, that the License for and Certificate of Marriage of

MR John G. Burkes and

M Sara P. McDaniels

were filed in my office in said Territory and District the 1st day of January A.D., 1902 and duly recorded in Book F of Marriage Record, Page 180.

WITNESS my hand and Seal of said Court, at Ardmore, this 1st day of January A.D. 1902

C. M. Campbell.
CLERK.

DEPARTMENT OF THE INTERIOR
COMMISSION TO THE FIVE CIVILIZED TRIBES.
FILED
NOV 1 1902
ACTING CHAIRMAN.

CHOCTAW.
77

☞ Return this License to the United States Clerk at Ardmore, that it may be recorded, when it will be mailed to the proper address.

Ardmoreite Steam Print.

Indian Territory.)
Southern District.)

I, C. N. Campbell Clerk of the United States Court, within and for the Southern District of the Indian Territory, do hereby certify that the above and foregoing is a true, perfect and literal copy of the marriage license and certificate of marriage, as appears of record in my office, Book F, page 180, at Ardmore, Indian Territory.

In testimony whereof, witness my hand and seal, this 29th day of July 1902.

C N Campbell Clerk.

MARRIAGE LICENSE

No.

UNITED STATES OF AMERICA,
INDIAN TERRITORY,
SOUTHERN DISTRICT. } ss:

To Any Person Authorized by Law to Solemnize Marriage, Greeting:

You are hereby commanded to solemnize the Rite and publish the Banns of Matrimony between Mr. John G. Burkes,

of Marlow in the Indian Territory, aged 23 years, and

M Sara P. McDaniels of Marlow

in the Indian Territory, aged 19 years, according to law; and do you officially sign and return this License to the parties therein named.

Witness my hand and official Seal, this 21st day

of Dec. A. D. 1901

C. M. Campbell,
Clerk of the United States Court.

Certificate of Marriage.

UNITED STATES OF AMERICA,
INDIAN TERRITORY,
SOUTHERN DISTRICT. } ss:

I, G. B. Allison

Minister of the Gospel do hereby certify that on the 29th day of December, A. D. 1901, I did duly and according to law, as commanded in the foregoing License, solemnize the Rite and publish the Banns of Matrimony between the parties therein named.

Witness my hand this 31st day of Dec. A. D. 1901

My credentials are recorded in the office of the Clerk of the United States Court, Indian Territory, Southern District, at Ardmore, Book C, Page 18

G. B. Allison

a Minister of the Gospel

(NOTE—The person officiating should fill in the number for book and page indicated here.)

NOTE (a)—This License and Certificate of Marriage must be returned to the office of the Clerk of the United States Court in the Indian Territory, at Ardmore, within sixty days from the date thereof, or the party to whom the License was issued will be liable in the amount of One Hundred Dollars ($100).

NOTE (b)—No person is authorized to perform the Marriage Ceremony in the Southern District unless the proper credentials have first been presented in the Clerk's office.

CHOCTAW. 20

IN RE

Application for Enrollment of

INFANT CHILD

Maudie Viola Buckner

as a citizen of the

CHOCTAW Nation.

Approved, AUG 18 1900 1900

Commissioner.

COMMISSIONER'S OFFICE U.S.
FILED
AUG 18 1900

CHOCTAW.
77.

Department of the Interior,

COMMISSION TO THE FIVE CIVILIZED TRIBES.

IN RE Application for Enrollment, as a citizen of the Choctaw Nation, of Maudie Vinita Burkes (Hereunder name of Child) born on the 19th day of June, 1898

Name of Father: John G. Burkes, a citizen of the Choctaw Nation.

Name of Mother: Alice Virginia Burkes a citizen of the Choctaw Nation.

Postoffice, Marlow, Ind. Ter.

AFFIDAVIT OF MOTHER.

UNITED STATES OF AMERICA, INDIAN TERRITORY.
Southern District.

I, Alice Virginia Burkes, on oath state that I am 39 years of age and a citizen, by Blood & intermarriage, of the Choctaw Nation; that I am the lawful wife of John G Burkes, who is a citizen, by Blood, of the Choctaw Nation; that a Female (male or female) child was born to me on the 19th day of June 1898; that said child has been named Maudie Vinita Burkes, and is now living.

Alice Virginia her x mark Burkes

WITNESSES TO MARK:

(Must be Two Witnesses.) Wm G Smith M D.
Wm G McNeil

Subscribed and sworn to before me this 3rd *day of* August 1900

Geo. F. Putty, Marlow, I.T. NOTARY PUBLIC

AFFIDAVIT OF ATTENDING PHYSICIAN, OR MIDWIFE.

UNITED STATES OF AMERICA, INDIAN TERRITORY.
Southern District.

I, J. C. Calhoun, a Physician, on oath state that I attended on Mrs. Alice Burkes wife of J. G. Burkes on the 19th day of June 1898; that there was born to her on said date a Female (male or female) child; that said child is now living and is said to have been named Maudie Vinita Burkes.

J. C. Calhoun M.D.

WITNESSES TO MARK:

(Must be Two Witnesses.) J. J. Knight
R. Lemmy, M.D.

Subscribed and sworn to before me this 8 *day of* August 1900

J. B. Pruitt NOTARY PUBLIC.

78 Lucy Wadkins Little et al Granted choc

see Choctaw D #39

IN RE

Application for Enrollment of

INFANT CHILD.

As a citizen of the

Choctaw Nation.

Approved [illegible] 1

Commissioner.

78-839

Department of the Interior,

COMMISSION TO THE FIVE CIVILIZED TRIBES.

IN RE Application for Enrollment, as a citizen of the Chactaw Nation,

of [illegible], born on the 11 day of August 1899.

Name of father: W. A. Little, a citizen of the Chactaw Nation.

Name of mother: Lucy Little, a citizen of the Chactaw Nation.

Post Office: Arthur

Fnl Ter

AFFIDAVIT OF MOTHER.

UNITED STATES OF AMERICA,
INDIAN TERRITORY,
Southern District.

I, Lucy Little, on oath, state that I am 21 years of age and a citizen, by Chactaw Blood of the ~~Indian Territory~~ Chacktaw Nation; that I am the lawful wife of W. A. Little who is a citizen, by Marriage, of the Chacktaw Nation; that a Girl child was born to me on the 11 day of August, 1899; that said child has been named Moma Little, and is now living.

Lucy Little

Subscribed and sworn to before me this 21 day of Sept, 1899.

James Kinsey, Notary Public.

My Term of office Expires in 1903

Southern District

AFFIDAVIT OF ATTENDING PHYSICIAN, OR MIDWIFE.

UNITED STATES OF AMERICA,
INDIAN TERRITORY,
Southern District.

I, J. W. McCoy, a Physician, on oath, state that I attended on Mrs. Lucy Little, wife of W. A. Little on the 11 day of August, 1899; that there was born to her on said date a Girl child; that said child is now living and is said to have been named Moma Little.

Dr. J. W. McCoy

Subscribed and sworn to before me this 21 day of Sept, 1899

James Kinsey
Notary Public.

My Term of office Expires in 1903

William A Little

-vs-

The Choctaw Nation.

Post Office Address.

Arthur, Ind.Ter.

H.F. Gilbert.

Duncan, I.Tatty For Plff.

To The Hon.Henry L Dawes,Chairman of the Commission to the Five Civilized Tribes-

William A Little-Plaintiff)
)
-vs-) Application For Citizenship.
)
The Choctaw Nation-Defendant-)

Your Petitioner,William A Little would most respectfully represent that he is twenty three years of age,and that his Post Office address is Arthur,I.T.

He would further state that he is and has been all if his life a resident of the Ind.Ter. He states that he is entitled to enrollment as ~~an~~ a citizen of the Choctaw Nation-by virtue if his marriage to Miss Tacy Watkins,a duly enrolled and recognized member of t the Choctaw Tribe of Indians by blood. Your Petitioner would ~~fur~~ther state that this marriage was under and in accordance with the Choctaw law governing the marriage of white men with the citizens of the said Choctaw Nation,as shown by the License-filed herewith, marked exhibit "A",and made a part hereof.

Wherefore;-your petitioner would mast respectfully ask that your Honorable Commission examine his application,together with his proof filed in support of same,and his evidence of service of this application on Hon.Green McCurtain,Gov.of the Choctaw Nation, and the he be,by your Commission enrolled as a member of the Choctaw Tribe of Indians.

Wm A Little

Before me the undersigned authority this day appeared William A Little,known to me to be the person whose name is attached tothe foregoing instrument,who being by me duly sworn says that the several facts set forth in the application are true.

W S Wilson
Notary Public.

Affidavit of-
Lucy Little.

H.F.Gilbert.
Atty For Plff.

Duncan,I.T.

Indian Territory,)
)ss
Pic ens County,)

Before me the undersigned authority, this day appe red Mrs Lucy Little, who being by me duly sworn to tell the truth, the who e trut , and nothing but the truth, says-my name is Mrs Lucy Little, I m ni teen ears of age, and live at Arthur, I.T. I am acquainted with the Applicant in this case, William Lit le, he i my husband. We have been married for t e last three months.

My maiden name was Lucy Wadkins-and I am a Choctaw Indian by blood. I have always been on the Indian Roll, and my right has never been disputed. I have always drawn my annuity money and enjoyed all privileges that pertain to an Indian Right. My husband and I were married o on the 28th day of April, 1897. and have lived together evr since. We were married under, and in accordance with the Choctaw Laws governing the marriage of, Indian Citizens. I have no interest in the result of this case, further than tha t Justice may be done my husband. I know that he is entitled to enrollment as an inter-married citizen of the Choctaw Nation.

Lucy Little

Subscribed and sworn to before me this the 5th day of Aug. 1897. and I further certify that I am personally acquainted with the affiant and know her to be a person well worthy of belief.

W. J. Gilbert
Notary Public.

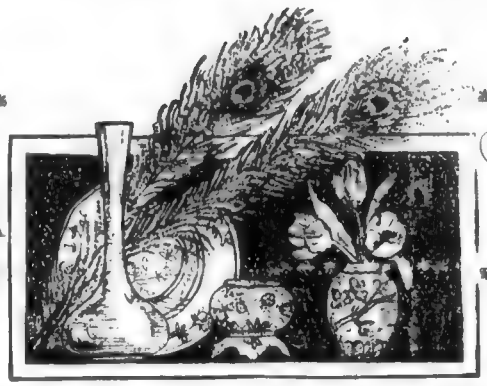
For sale by Acme Card Book Mfg & Litho. Co., St. Louis.

Filed for Record and
duly Recorded on Page
31 Book Marriage Record
for Pictou County aforesaid

Witness my hand and seal
this 20th day of April 1897

Guy Reid
County Clerk
Pictou County
C.B.

CHICKASAW NATION



COUNTY OF PICKENS.

To Any Judge of the County or District Court, Ordained Minister of the Gospel in and for Said County of Pickens, GREETING:

You Are Authorized to Solemnize the

RITES OF MATRIMONY

BETWEEN MR. W. A. Little And Miss Lucy Watkins

And make due Return to the Clerk of the County Court within Thirty Days thereafter certifying your action Under This License.

Witness my Official Signature and Seal of Office, Pickens County Court-House, this the 27th day of April 1897

E. F. Colbert
Judge County Court, Pickens County.

By ..... Deputy

I, F. M. Taylor, hereby certify that on the 28th day of April A. D. 1897, I United in Marriage W. A. Little and Lucy Watkins the parties above-named.

WITNESS my hand this 28th day of April 1897

F. M. Taylor Minister

Filed for Record 30th day April 1897, Recorded 30th day of April 1897

Guy Reed Clerk.

Choctaw D-39

Muskogee, Indian Territory, February 26, 1902.

William A. Little,

Arthur, Indian Territory;

You are hereby notified that the application for enrollment of yourself as a citizen of the Choctaw Nation will be taken up by the Commission to the Five Civilized Tribes for final consideration at its office in Muskogee, Indian Territory, on the 2nd day of April, 1902.

On said date, you may, if you desire, appear before the Commission in person or by attorney, when an opportunity will be given you to introduce any additional testimony affecting said application.

You are further notified that the Representatives of the Choctaw Nation will also at the same time be afforded an opportunity to introduce testimony affecting your right to enrollment, but said Representatives will be required to notify you of their intention to introduce such testimony before they will be permitted to do so.

The Commission to the Five Civilized Tribes.

(SIGNED)

T. B. Needles.

Commissioner in Charge.

Register.

DEPARTMENT OF THE INTERIOR.

COMMISSION TO THE FIVE CIVILIZED TRIBES.

In the matter of the application of William A. Little for enrollment as an intermarried citizen of the Choctaw Nation.	---D 39---

On February 26, 1902, the applicant, William A. Little, was notified by registered mail that the application for the enrollment of himself as an intermarried citizen of the Choctaw Nation would be taken up by the Commission to the Five Civilized Tribes at its office in Muskogee, Indian Territory, on the 2nd day of April, 1902, for final consideration.

Now, on this 2nd day of April, 1902, this cause coming on to be heard pursuant to said notice, the following appearances were made:

A P P E A R A N C E S :

The applicant, William A.Little, appears by his attorneys, Gilbert and Gilbert, of Duncan, I. T.	No appearance by attorneys for the Choctaw Nation.

STATEMENT BY COUNSEL:

MR GILBERT: We submit the case on the record now on file.

By the Commission: This case will be considered by the Commission upon the evidence and record on file/

Harry C. Risteen, being first duly sworn, upon his oath states: That as stenographer to the Commission to the Five Civilized Tribes he reported in full all proceedings had in the above entitled cause on the 2nd day of April, 1902, and that the above and foregoing is a full, true and correct transcript of his stenographic notes of said proceedings on said date.

Harry C. Risteen

Subscribed and sworn to before me this 3rd day of April, 1902.

Clarence Mitchell Wood
Notary Public.

Choctaw D--- 39.

Department of the Interior,
Commission to the Five Civilized Tribes.
Pauls Valley, I. T., October 20, 1902.

In the matter of the application for enrollment as a citizen by intermarriage of the Choctaw Nation of William A. Little.

William A. Little after being duly sworn testifies as follows:

Examination by the Commission.

Q What is your name? A William A. Little.
Q How old are you? A Twenty-eight.
Q What is your post office address? A Arthur.
Q How long have you resided in the Chickasaw Nation? A Nearly 19 years, be 19 years in December.
Q Maintained a continuous residence here for that length of time? A Yes sir.
Q Never have made your home else here? A No sir.
Q You are a claimants for enrollment as a citizen by intermarriage of the Choctaw Nation? A Yes sir.
Q What is the name of your Choctaw wife? A Lucy Wadkins.
Q She is a recognized citizen of the Choctaw Nation? A Yes sir.
Q Her rights to citizenship have never in any manner been questioned? A No sir.
Q When did you marry her? A In '97.
Q Was he ever married before she married you? A No sir.
Q Were you ever married before you married her? A No sir.
Q You were first married to her under a United States license? A Yes sir.
Q That was in 1897? A Yes sir.
Q And afterwards you obtained a Choctaw, or Chickasaw license? A I dont know which; I got them here in the Chickasaw Nation at Ardmore.
Q How much did you pay for it? A Fifty dollars.
Q And then you were re-married to this same woman under this Chickasaw license? A Yes sir.
Q Since your marriage to her in 1897 youhave lived together continuously as man and wife? A Yes sir.
Q Been no separation, desertion or divorce? A No sir.
Q Ad you have both been for the past six years actual bona fide residents of the Chickasaw Nation? A Yes sir.

W. M. Martin being duly sworn on oath states that as stenographer to the Commission to the Five Civilized Tribes he recorded in full the above proceedings at Pauls Valley, Indian

Territory, on the 20th day of October, 1903, and that the within and foregoing is a full true and correct transcript of his stenographic notes in the same.

W. H. Martin

Subscribed and sworn to before me this 23 day of October, 1903.

C. A. Hamm

Notary Public.

7-D-39

DEPARTMENT OF THE INTERIOR,
COMMISSION TO THE FIVE CIVILIZED TRIBES.

In the matter of the application for the enrollment of William A. Little as a citizen by intermarriage of the Choctaw Nation.

- D E C I S I O N -

It appears from the record herein that William A. Little, on April 28, 1897, was married in accordance with the laws, customs and usages of the Chickasaw Nation to Lucy Wadkins, a recognized and enrolled citizen by blood of the Choctaw Nation, whose name appears as No.145 upon the lists prepared by this Commission under the Act of Congress approved July 1, 1902 (32 Stats., 641) of persons entitled to enrollment as citizens by blood of the Choctaw Nation and approved by the Secretary of the Interior on December 12, 1902; that at the time of said marriage both persons above mentioned were residents in good faith of the Chickasaw Nation and that they have lived together continuously in said Nation as husband and wife from the date of said marriage up to and including September 25, 1902.

It is, therefore, the opinion of this Commission that William A. Little should be enrolled as a citizen by intermarriage of the Choctaw Nation in accordance with the provisions of the Acts of Congress approved June 28, 1898 (30 Stats., 495) and July 1, 1902 (32 Stats., 641), and it is so ordered.

COMMISSION TO THE FIVE CIVILIZED TRIBES,

Acting Chairman.

Commissioner.

Commissioner.

Muskogee, Indian Territory,
MAY 6 1903

Choctaw-D-39.

COPY.

Muskogee, Indian Territory, May 5, 1903.

William A. Little,

Arthur, Indian Territory .

Dear Sir:

Inclosed herewith you will find a copy of the decision of the Commission, rendered May 5, 1903, granting your application for enrollment as a citizen by intermarriage of the Choctaw Nation.

The attorneys for the Choctaw and Chickasaw Nations have been furnished a copy of this decision and have been allowed fifteen days from this date within which to file protest against the action of the Commission in enrolling you as a citizen of the Choctaw Nation. If at the expiration of that time, no protest has been filed, your name will be placed upon the final rolls of the citizens of the Choctaw Nation to be submitted to the Secretary of the Interior for his approval.

Respectfully,

SIGNED

Tams Bixby.
Chairman.

Registered.

Enc. NO. 30.

Choctaw-D-39

COPY.

Muskogee, Indian Territory, May 5, 1903.

Gilbert & Gilbert,

Attorneys at law,

Duncan, Indian Territory.

Gentlemen:

Inclosed herewith you will find a copy of the decision of the Commission, rendered May 5, 1903, granting the application of William A. Little, for enrollment as a citizen by intermarriage of the Choctaw Nation.

The attorneys for the Choctaw and Chickasaw Nations have been furnished a copy of this decision and have been allowed fifteen days from this date within which to file protest against the action of the Commission in enrolling the applicant herein as a citizen of the Choctaw Nation. If at the expiration of that time, no protest has been filed, the name of the applicant will be placed upon the final rolls of the citizens of the Choctaw Nation to be submitted to the Secretary of the Interior for his approval.

Respectfully,

Tams Bixby.

Chairman.

Registered.

Num. 88. 151.

Choctaw-D-39.

COPY

Muskogee, Indian Territory, May 5, 1903.

Mansfield, McMurray & Cornish,

Attorneys for the Choctaw and Chickasaw Nations,

South McAlester, Indian Territory.

Gentlemen:

Inclosed herewith you will find a copy of the decision of the Commission, rendered May 5, 1903, granting the application of William A. Little, for enrollment as a citizen by intermarriage of the Choctaw Nation.

You are hereby advised that you will be allowed fifteen days from this date within which to file protest against the action ofthe Commission in enrolling the applicant herein as a citizen of the Choctaw Nation. If at the expiration of that time, no protest has been filed, the name of the applicant will be placed upon the final rolls of the citizens of the Choctaw Nation to be submitted to the Secretary of the Interior for his approval.

Respectfully,

SIGNED.

Tams Bixby.

Chairman.

Registered.

Enc. No. 31.

W. A. Little

Int. Chrctaw.

o gc 24

~~Wife. Lucy~~

on Roll

(White Card)

D. 39

ok
Bixby

Manuel first under U.S. laws

[illegible] Remanuel under

[illegible] laws

REGISTRY RECEIPT.

Post Office at [illegible]

Registered ~~Letter~~ / Parcel No. 13 Rec'd 3 2 1897

of [illegible]

addressed to [illegible]

[illegible] P. M.

Wm A. Little
vs
Choctaw Nation

FILED
~~AUG 8 1900~~
H. M. Jaraway
SEC'Y.

Indian Terr_tory)
)ss
Pickens County,)

Before me the undersigned a thority, this day appeared J D Clay who being by me duly sworn says that he mailed and registered in the Post Office at Duncan, I.T. addressed to the Hon. Green McCurtain, Gov. of the Choctaw Nation, at Tuskahomma, I.T. a package containing copies of the Application, and evidence filed in support of same, of William aA Little, to be enrolled as a member of the Choctaw Tribe of Indians, and that the attached receipt is for the package containing same. He further says that he has no interest in th result of this application.

J D Clay

Subscribed and sworn to before me this the 8 dayb of XXXXXXXXXAug. 1897.

W. J. Gilpert
Notary Public.

For sale by Aug. Gust Bank Note & Litho. Co., St. Louis

Muscogee, Indian Territory,

August 18th, 1900.

William A. Little,

Arthur, Indian Territory,

Dear Sir:

You are hereby notified that the Choctaw Nation through its attorneys, Messrs McCennon, Mansfield, Murray, & Cornish, has filed with this Commission a notice of protest to your enrollment as citizen of the Choctaw Nation.

The Commission, commencing December, 3rd, 1900 hold a session at Atoka, Indian Territory. At that time both you and the Choctaw Nation will be permitted to offer additional testimony and written arguments in this case, and this hearing will be final.

Very truly,

Acting Chairman.

7-D-39.

Muskogee, Indian Territory, September 7, 1900

William A. Little,

Arthur, Indian Territory.

Dear Sir:

The Commission is in receipt of your letter of the 3rd instant in which you state that you have received from the Commission a letter of the 18th of August, notifying you that a protest has been filed by the Choctaw Nation as to your enrollment as a citizen of that Nation and you now desire to be informed on what grounds such protest has been made and what testimony or evidence will be required of you at the time the Commission has set for the hearing of these cases.

You are informed that the Commission cannot at this time go into the merits of the cases in which the Choctaw Nation has filed protest as we have only been furnished with a general protest by the attorneys for the Choctaw Nation, giving the names of a number of parties whose rights have not been fully determined by the Commission and against whose enrollment the Choctaw Nation filed an objection. In justice to these parties whose enrollment has thus been protested the Commission has notified them of the filing of such notice and has also required of the attorneys for the Choctaw Nation, that they serve, prior to October 31st, 1900, a notice on such applicants whose rights have thus been protested, stating therein the grounds upon which such objection is made to their enrollment.

W. A. L.

,At the session of the Commission in Ateka, Indian Territory, commencing December 3rd, 1900, the Commission will hear any evidence or testimony that either the applicants or the Nation may desire to present in support of their claims and after such session the Commission as soon as possible will render a decision in these cases.

Yours truly,

Acting Chairman.

In reply please
refer to 7-D-39

Muskogee, Indian Territory, September 18, 1900.

William A. Batt[illegible],

Arthur, Indian Territory.

Dear Sir:-

Since notifying you on August 18, 1900, of the protest filed by the Choctaw Nation to your enrollment as a citizen of the Choctaw Nation, the Commission has been furnished by the Nation with the grounds upon which objection is made to your enrollment. The question raised is to your right to enrollment under your second marriage.

The Commission is in possession of a sufficient statement of facts upon which a decision may be rendered and in your case it will not be necessary for you to appear at the appointment at Atoka beginning December 3rd, 1900.

The Commission will accept and consider any written arguments on questions of law submitted on behalf of the Choctaw Nation at any time prior to February 1st, 1901, and on your behalf at any time prior to March 1st, 1901.

As soon thereafter as practicable the Commission will consider and finally determine your right to enrollment and the decision of the Commission, stating fully its reasons for any action that may be taken, will be mailed to you.

Yours truly,

Acting Chairman.

7-D-59

Muskogee, Indian Territory, December 5, 1900.

W. A. Little,

Arthur, Indian Territory.

Dear Sir:

The Commission is in receipt of your letter of November 25th, relative to the protest filed by the legal representatives of the Choctaw Nation to your enrollment as an intermarried citizen of the Choctaw Nation.

As stated in the Commission's letter of September 18th, the Commission will accept and consider written arguments on behalf of parties whose rights to enrollment as citizens of the Choctaw Nation are questioned, at any time prior to March 1st, 1901, and as soon thereafter as practicable will take upsuch cases for consideration and render decisions therein. A copy of the [illegible] applicant, stating fully therein the reason for any action that may be taken by the Commission.

Yours truly,

Acting Chairman.

7-D-38

CHOCTAW. 20

INDEXED

IN RE

Application for Enrollment of

INFANT CHILD

Frederick T Little

as a citizen of the

Choctaw *Nation.*

Approved AUG 1 1902 *190*

Commissioner.

DEPARTMENT OF THE INTERIOR,
COMMISSION TO THE FIVE CIVILIZED TRIBES.
FILED
AUG 1 1902

ACTING CHAIRMAN

CHOCTAW.
78

DEPARTMENT OF THE INTERIOR.

COMMISSION TO THE FIVE CIVILIZED TRIBES.

IN RE APPLICATION FOR ENROLLMENT, as a citizen of the Chockatow Nation, of Frederick Thos Little (Here insert name of child.), born on the 21 day of July, 1902

Name of Father: Wm. A. Little, a citizen of the Chockatow Nation.

Name of Mother: Lucy Little, a citizen of the Chockatow Nation.

Post-Office: Arthur

AFFIDAVIT OF MOTHER.

UNITED STATES OF AMERICA, INDIAN TERRITORY, Southern District.

I, Lucy Little, on oath state that I am 24 years of age and a citizen, by Blood, of the Chockatow Nation; that I am the lawful wife of Wm A Little, who is a citizen, by Marriage, of the Chockatow Nation, that a Male (Male or female.) child was born to me on the 21 day of July 1902 that said child has been named Frederick Thomas Little, and is now living.

Lucy Little

WITNESSES TO MARK:

(Must be Two Witnesses.)

Subscribed and sworn to before me this 25 *day of* July 1902

Thos J Nichols
Notary Public.

AFFIDAVIT OF ATTENDING PHYSICIAN, OR MIDWIFE.

UNITED STATES OF AMERICA, INDIAN TERRITORY, Southern District.

I, W. S. Spears, a Physician, on oath state that I attended on Mrs. Lucy Little, wife of William Little on the 21 day of July, 1902; that there was born to her on said date a Male (Male or female.) child; that said child is now living and is said to have been named Frederick Thomas Little

W. S. Spears M. D.

WITNESSES TO MARK:

(Must be Two Witnesses.)

Subscribed and sworn to before me this 29 *day of* July 1902

Thos J Nichols
Notary Public.

EMPTY

EMPTY

81 Zachariah Gardner et al Granted

CORRECTION

THIS DOCUMENT HAS BEEN REPHOTOGRAPHED TO ASSURE LEGIBILITY

82 Lige Steward Granted Choc

Lige Steuard
age 26

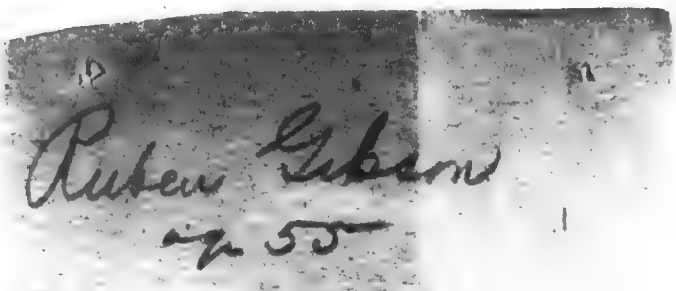
Page 435 CCR No 2

Choctaw Residency in
Chickasaw Dist.

OK Bibby

/82

83	Reuben	Gibson	Granted	Choc



Reuben Gibson
age 55

page 213 CCR. No 2

Jack Fork Co
from Choctaw Nation in Choctaw Nation

wife.
Nancy
age 53
page 213 C.C.R. No 2

Choctaw - Pic[illegible] Co

Robert E. Lee. age 14
on Roll Reuben Gibson
page 213 C.C.R. No 2
from Choctaw Nation in Choctaw Nation

OK Riley

83

EMPTY

85 Laura (courday) Yates Granted Choc

Laura Conrade
age 36

Page 34 C C R No O.
on Roll Miss Laura Conrade
No 353

Choctaw Residing in Chick-
Dist - Pontotoc Co.

O K Riley

85

7-85

Certificate of Record of Marriage

United States of America,
Indian Territory,
Southern District. } sct.

I, C. M. CAMPBELL, Clerk of the United States Court, in the Territory and District aforesaid Do HEREBY CERTIFY, that the License for and Certificate of Marriage of

MR Ellis Yates and

MS Laura Conrady

were filed in my office in said Territory and District the 10th day of April A.D., ~~100~~ 1899 and duly recorded in Book D of Marriage Record, Page 154.

WITNESS my hand and Seal of said Court, at Ardmore, this 10th day of April A.D. 1899

C. M. Campbell
CLERK.

Return this License to the United States Clerk at Ardmore, that it may be recorded, when it will be mailed to the proper address.

Ardmorite Steam Print.

Indian Territory.)
)
Southern District.)

I, C. M. Campbell, Clerk of the United States Court, within and for the Southern District of the Indian Territory, do hereby certify that the above and foregoing is a true, perfect and literal copy of the marriage license and certificate of marriage as appears of record in Book D, page 154, in my office at Ardmore, Indian Territory.

In testimony whereof, I have hereunto set my hand and affixed the seal of said Court, at my office in Ardmore, Indian Territory, this 18th day of October, 1902.

C M Campbell
Clerk.

MARRIAGE LICENSE

No. [redacted]

UNITED STATES OF AMERICA,
INDIAN TERRITORY,
SOUTHERN DISTRICT. } ss:

To Any Person Authorized by Law to Solemnize Marriage, Greeting:

You are hereby commanded to solemnize the Rite and publish the Banns of Matrimony between Mr. Ellis Yates of Norman Okla in the ~~Indian~~ Territory, aged 27 years, and M Laura Conrady of Wynnewood in the Indian Territory, aged 37 years, according to law; and do you officially sign and return this License to the parties therein named.

Witness my hand and official Seal, this 1" day of April A. D. ~~190~~ 1899

C. M. Campbell
Clerk of the United States Court.

Certificate of Marriage.

UNITED STATES OF AMERICA,
INDIAN TERRITORY,
SOUTHERN DISTRICT. } ss:

I, J. W. Hocker Minister do hereby certify that on the 2" day of April, A. D. ~~190~~ 1899, I did duly and according to law, as commanded in the foregoing License, solemnize the Rite and publish the Banns of Matrimony between the parties therein named.

Witness my hand this 2" day of April A. D. ~~190~~ 1899

My credentials are recorded in the office of the Clerk of the United States Court, Indian Territory, Southern District, at Ardmore, Book a, Page 245

J. W. Hocker
a M. of G.

(NOTE—The person officiating should fill in the spaces for book and page and sign here.)

NOTE (a)—This License and Certificate of Marriage must be returned to the office of the Clerk of the United States Court in the Indian Territory, at Ardmore, within sixty days from the date thereof, or the party to whom the License was issued will be liable in the amount of One Hundred Dollars (Sec.).

NOTE (b)—No person is authorized to perform the Marriage Ceremony in the Southern District unless the proper credentials have first been recorded in the Clerk's office.

Department of the Interior,
Commission to the Five Civilized Tribes.
Pauls Valley, I. T., October 20, 1902.

In the matter of the application for enrollment as a citizen by blood of the Choctaw Nation of Laura Yates.

Laura Yates being duly sworn testifies as follows:

Examination by the Commission.

Q What is your name? A Laura Yates.
Q How old are you? A I will be forty-one in November.
Q What is your post office address? A Pauls Valley.
Q How long have you lived in the Chickasaw Nation? A I have been living here for six or seven years, I dont know exactly which.
Q Continuously for the past six or seven years? A Yes sir.
Q Where before that? A In the Choctaw Nation.
Q How long? A Ever since I was born.
Q Never have lived any other place than in the Indian Territory? A No sir.
Q You claim to be a Choctaw by blood? A Yes sir.
Q How much do you claim to have? A My grandmother was a half breed and my grandfather was a white man, and my father was a white man,-- a German.
Q You claim to be about one eighth Choctaw do you? A Yes sir.
Q Have you always been recognized as a citizen of the Choctaw Nation? A Yes sir.
Q Your rights have never been questioned to your knowledge? A No sir.
Q Always enjoyed all rights of citizenship in the Choctaw Nation? A Yes sir.
Q Is your name on any of the tribal rolls of the Choctaw Nation? A Yes sir.
Q What rolls is it on,- of the Choctaw tribal rolls? A I dont know the names of the rolls, I have been registered three times in the Chickasaw Nation and once in the Choctaw Nation.
Q When were you registered in the Choctaw Nation? A About 8 or 9 years ago.
Q Do you remember when the Leased District payment was made? A There ain't been but one payment that we ever got anything.
Q When was that? A About 6 years ago.
Q Was it in 1893? A I believe it was.
Q How much money did you get? A One hundred and three dollars to me.
Q Did you draw that money yourself? A Yes sir, I drawed it myself.
Q Is your name on the 1896 Choctaw roll, do you know? A I dont know what year it was put on the rolls, but I have been regis-

tered xx every time they registered.

Q Do you remember when the Choctaw Census takers were there in about,-- about six years ago? A Yes sir, I was registered then.

Q Do you remember the names of any of those Choctaw Census takers? A Yes sir, Jess Gardner and Julius Folsome were the ones that I knew,

Q They registered your name there, and told you there was no question about your rights to citizenship, did they? A Yes sir, they knew me from a child.

Q You are now a bona fide resident of the Chickasaw Nation? A Yes sir.

Q You appeared before the Commission in 1898, didn't you? A Yes sir.

Q You gave your name then as Laura Conrady? A Yes sir.

Q You have changed your name since that time? A Yes sir.

Q What is your name now, Yates? A Yes sir, Ellis Yates is my man.

Q Is he a white man? A He has been trying to prove a right for him up here.

Q You married him under a United States license which you present here at this time? A Yes sir.

Q Your husband makes no claim at all, not having married in accordance with the Indian law? A No sir.

W. H. Martin being duly sworn on oath states that as stenographer to the Commission to the Five Civilized Tribes he recorded in full the above proceedings at Pauls Valley, I. T., on the 20th day of October, 1902, and that the within and foregoing is a full, true and correct transcript of his stenographic notes inthe same.

W H Martin

Subscribed and sworn to before me this 23 day of October, 1902.

C A Hamm

Notary Public.

7-85

(C O P Y)

Pauls Voley I T

Nov. the 28, 1903

Commission to the five Civilized tribe

in answer to your letter I will state to you that I am a citizen of the Choctaw nation by blood and drew my leased district money in 1893 in my maiden name Laura Conrady and was married to Yates five years ago next April and my name is Laura Yates

Respectfully yours

(COPY)

South McAlester, Indian Territory, May 19,1904

Commission to the Five Civilized Tribes,

Muskogee, Indian Territory,

Gentlemen:

Referring to our request for postponement of action in the case of Laura Yates on Choctaw card number 85.

Our request was made under a misapprehension of the facts and the purpose of this letter iw to withdraw the same and ask that the Commission proceed with the adjudication of this case upon the record now before it.

Very truly yours,

Mansfield, McMurray & Cornish.

BEFORE THE COMMISSION TO THE FIVE CIVILIZED TRIBES.

In the matter of the application for the enrollment of Laura Yates as a citizen by blood of the Choctaw Nation, Choctaw Field No. 85.

- - - - - - -

We hereby request, on behalf of the Choctaw and Chickasaw Nations, that final decision in this case be postponed until final decision by the Choctaw and Chickasaw Citizenship Court in the case of Julia London, et al., vs. Choctaw and Chickasaw Nations, No. 55 on the South McAlester Docket, in which the said court will decide the question of what compliance, by the applicants or their ancestors, with the third or the fourteenth articles of the treaty of 1830 was necessary in order to be entitled to enrollment and to participation in the distribution of tribal property of the Choctaws and Chickasaws, which question is involved in the case to which this communication refers.

This request is filed under authority granted by the Honorable Secretary of the Interior in his communication to the Commission to the Five Civilized Tribes upon the subject, dated November 18, 1903.

Attorneys for the Choctaw & Chickasaw Nations.

January 23, 1904.

Choctaw 85.

In the matter of the enrollment
of Laura Yates as a citizen by
by blood of the Choctaw Nation.

PROTEST of
Choctaw and Chickasaw Attorneys

DEPARTMENT OF THE INTERIOR,
COMMISSION TO THE FIVE CIVILIZED TRIBES.
FILED
FEB 6 1904

Choctaw 85

Muskogee, Indian Territory, May 28, 1904.

Mansfield, McMurray & Cornish,

Attorneys for the Choctaw and Chickasaw Nations,

South McAlester, Indian Territory,

Gentlemen:

Receipt is hereby acknowledged of your letter of May 19, stating that your protest in the case of Laura Yates was filed under a misapprehension of the facts, and asking that the same be withdrawn and the Commission proceed with the adjudication of the case.

Respectfully,

Chairman.

86 Caroline Gay et al Choc

Caroline Gay
on Roll Caroline Palmer
~~page 40~~, C C R No 2
Blue Co
~~Choctaw Reserve~~ age 18

---

now Choctaw Residing
in Cherokee Dist.

Ollie Burney
age 2 mos

OK Bixby

86

O. LAW.

IN RE

Application for Enrollment of

INFANT CHILD.

Sylvia [redacted] Ray

As a citizen of the

Choctaw ..... Nation.

Approved JUL 2 1900 1900

Clifton R. Breckinridge

Commissioner.

DEPARTMENT OF THE INTERIOR,
COMMISSION TO THE FIVE CIVILIZED TRIBES.
FILED
JUL 2 1900

ACTING CHAIRMAN.

LAW.

86

AFFIDAVIT OF CAROLINE GAY.

Indian Territory,
Southern District,

I Caroline Gay wife of Hendrick W.Gay of Pauls Valley Ind.Ter. do solemnly swear in relation to the name of my husband as hereinbefore stated that when I was before the Commission of the United States to the Five Tribes at Pauls Valley In September 1898 that I gave to said Commission the name of my said husband as above stated but I am now informed that it was entered upon their records as Henry W.Gay instead of Hendrick W.Gay his true name, and I now desire that said error be corrected and his name placed on said records correctly.

Caroline Gay

Subscribed and sworn to before me on this the 27th. day of June 1900.

O. W. Patchell

Notary Public.

Department of the Interior,

COMMISSION TO THE FIVE CIVILIZED TRIBES.

IN RE Application for Enrollment, as a citizen of the Choctow Nation,
of Sylvia Katy Gay, born on the 14th day of March, 1900.
Name of father: Hedrick W. Gay, a citizen of the United States Nation.
Name of mother: Caroline Gay, a citizen of the Choctow Nation.
Post Office: Ponds Valley I.T.
Formerly Wynnewood I.T.

AFFIDAVIT OF MOTHER.

UNITED STATES OF AMERICA,
INDIAN TERRITORY,
Southern District.

I, Caroline Gay, on oath, state that I am 20 years of age and a citizen, by blood of the Choctow Nation; that I am the lawful wife of Hedrick W. Gay who is a citizen, by United States, of the ~~_____~~ Nation; that a female child was born to me on the 14th day of March, 1900; that said child has been named Sylvia Katy, and is now living.

Mrs Caroline Gay

Southern District

Subscribed and sworn to before me this 27th day of June, 1900.

O. W. Patchell

Notary Public.

AFFIDAVIT OF ATTENDING PHYSICIAN, OR MIDWIFE.

UNITED STATES OF AMERICA,
INDIAN TERRITORY,
Southern District.

I, Susan C. Brown, a midwife, on oath, state that I attended on Mrs Caroline Gay, wife of Hedrick W. Gay on the 14th day of March, 1900; that there was born to her on said date a female child; that said child is now living and is said to have been named Sylvia Katy

Witness to mark
O. W. Patchell

her
Susan X C. Brown
mark

Subscribed and sworn to before me this 27th day of June, 1900.

Southern District

O. W. Patchell

Notary Public.

(over)

CHOCTAW.

32.

IN RE
THE DEATH OF

Ollie Burney Goy

a citizen of the

Choctaw *Nation.*

Approved FEB 11 1902

Commissioner.

DEPARTMENT OF THE INTERIOR,
COMMISSION TO THE FIVE CIVILIZED TRIBES.
FILED
FEB 11 1902

ACTING CHAIRMAN.

CHOCTAW.

86

DEPARTMENT OF THE INTERIOR,

COMMISSION TO THE FIVE CIVILIZED TRIBES.

In the matter of the death of Ollie Burney Goy (Here insert name of deceased.) a citizen of the Choctow Nation, who formerly resided at or near Pauls Valley (Here insert name of post office.), Ind. Ter., and died on the 20th day of Sept., 1901

AFFIDAVIT OF RELATIVE.

UNITED STATES OF AMERICA, INDIAN TERRITORY, Southern District.

I, Hendrick W. Goy, on oath state that I am 26 years of age and a citizen, by ——— of the United States Nation; that my post office address is Pauls Valley (Here insert name of post office.), Ind. Ter.; that I am father (State relationship, as: the father; an uncle; a cousin, etc.) of Ollie Burney Goy (Here insert name of deceased.), who was a citizen, by blood, of the Choctow Nation; and that said Ollie Burney Goy (Here insert name of deceased.) died on the 20th day of Sept., 1901

H. W. Gay.

WITNESSES TO MARK.

(Must be Two Witnesses.)

Southern District

Subscribed and sworn to before me this 8th day of Feb., 1901

O. W. Patchell

Notary Public.

AFFIDAVIT OF ACQUAINTANCE.

UNITED STATES OF AMERICA, INDIAN TERRITORY, Southern District.

I, Ellis Yates, on oath state that I am 30 years of age, and a citizen, by ——— of the U.S. Nation; that my post office address is Pauls Valley (Here insert name of post office.) Ind. Ter.; that I was personally acquainted with Ollie Burney Goy (Here insert name of deceased.) who was a citizen, by blood, of the Choctow Nation; and that said Ollie Burney Goy (Here insert name of deceased.) died on the 20th day of Sept., 1901

Elis Yates.

WITNESSES TO MARK:

(Must be Two Witnesses.)

Southern District

Subscribed and sworn to before me this 8th day of Feb., 1902

O. W. Patchell

Notary Public.

Choctaw. 103 120 INDEX

20

IN RE

Application for Enrollment of

INFANT CHILD

Jress. Clifton Gay

as a citizen of

Choctaw Nation.

Approved SEP 1 1902 190

Commissioner.

DEPARTMENT OF THE INTERIOR,
COMMISSION TO THE FIVE CIVILIZED TRIBES.
FILED
SEP 25 1902

ACTING CHAIRMAN

CHOCTAW.

56

DEPARTMENT OF THE INTERIOR,

COMMISSION TO THE FIVE CIVILIZED TRIBES.

IN RE Application for Enrollment, as a citizen of the Choctaw Nation,

of Press Clifton Gay (Here insert name of child.), born on the 18 day of August, 1902.

Name of Father: Hendrick W Gay a citizen of the United States Nation.

Name of Mother: Caroline Gay a citizen of the Choctaw Nation.

Post-office .....

AFFIDAVIT OF MOTHER.

UNITED STATES OF AMERICA, INDIAN TERRITORY
Southern District.

I, Caroline Gay, on oath state that I am 21 years of age and a citizen, by blood, of the Choctaw Nation; that I am the lawful wife of Hendrick W Gay, who is a citizen, by Marriage, of the United States Nation; that a Male (male or female.) child was born to me on 18 day of August 1902; that said child has been named ~~Here~~ Press Clifton Gay, and is now living.

Caroline Gay

WITNESSES TO MARK:

(Must be Two Witnesses.)

Subscribed and sworn to before me this 9 *day of* September 1902

Leslie B. Cole
NOTARY PUBLIC.

AFFIDAVIT OF ATTENDING PHYSICIAN, OR MIDWIFE.

UNITED STATES OF AMERICA, INDIAN TERRITORY,
Southern District,

I, Sarah C Brown, a Midwife, on oath state that I attended on Mrs. Caroline Gay, wife of Hendrick W Gay on the 18th day of August 1902; that there was born to her on said date a Male (male or female.) child; that said child is now living and is said to have been named Press Clifton Gay Sarah C Brown

WITNESSES TO MARK:

(Must be Two Witnesses.)

Subscribed and sworn to before me this 9th *day of* September 1902

Leslie B Cole
NOTARY PUBLIC.

87 Elzira Hensley et al Granted — Choc

Rosabelle Lee Hensley
age 5

~~White Card~~

Look up Tishomingo

ok Bixby

C C R. No O.
Page 35 No 361

/87/

INDEXED.

COMMISSION TO F..E TRIBES.

No.	Received	ANSWERED Book	Page
15008 1902	SEP 15 1902		

Hensley, Elzara
Intermarried I.T.
Sept 11/902

CHICKASAW

Has changed daughters
name

DEPARTMENT OF THE INTERIOR,
COMMISSION TO THE FIVE CIVILIZED TRIBES.
FILED
SEP 18 1902

ACTING CHAIRMAN.

87

J. F. Hargis. A. J. Goff.

HARGIS & GOFF,

DEALERS IN

General Merchandise.

Wynnewood, I. T., Sept 11 1902.

Hon Louis Byby
Muskogee IT

Yours of 3d received and in Reply Will Say that My Daughter Rosabell Lee Hensley Was living and drue her Money in 1893 Under the name of Laurabelle Hensley at that time She was 4 Month old. and to please my Brother I changed her name to Rosabelle Lee Hensley as Will show on the last Rolls

Respt

Elzara Hensley

Southern District

Subscribed and Sworn to before me this Sept. 11 — 1902

R. M. Jarratt
Notary Public

My term Expires Jan. 1904

7-87

Muskogee, Indian Territory, April 15, 1905.

Columbus Hensley,

Wynnewood, India Territory.

Dear Sir:

Receipt is hereby acknowledged of your letter of April 7, 1905, enclosing affidavits of Lacy Hensley, and Laura Yates to the birth of Pearl Hensley, daughter of Columbus and Lacy Hensley January 20, 1904, and the same have been filed with our records as an application for the enrollment of said child.

Respectfully,

Chairman.

88 Frederick Watkins et al Granted Choc

7-88

Muskogee, Indian Territory, March 1, 1905.

Fred Watkins,

Arthur, Indian Territory.

Dear Sir:

Receipt is hereby acknowledged of your letter of February 21, 1905, asking relative to the right to enrollment of your wife Josie Watkins and your baby now about fourteen months old.

In reply to your letter you are informed that on December 6, 1903, there were received the affidavits of Josie Watkins and W. S. Spears to the birth of Benjamin Fredrick Watkins infant son of F. T. and Josie Watkins, December 6, 1903, and you were advised that under the provisions of the act of Congress approved July 1, 1902, no children born to citizens of the Choctaw and Chickasaw Nations subsequent to September 25, 1902, the date of the ratification of said act, are entitled to enrollment and allotment in the Choctaw and Chickasaw Nations.

Relative to the right to enrollment of your wife Josie Watkins as an intermarried citizen of the Choctaw Nation, you are informed that it does not appear from our records that application has been made to this Commission by or on behalf of Josie Watkins, wife of Frederick Watkins for enrollment as an intermarried citizen of the Choctaw Nation and under the provisions of the act of

F. W. #2

Congress approved July 1, 1902, the Commission is now without authority to receive or consider original applications for enrollment in either of these Nations.

Respectfully,

Commissioner in Charge.

Frederick Watkins -
age 52

C. C. R. No 2.488

Choctaw Residing in
Chickasaw Dist.

Wife - Louisa
or Roll Lou Watkins -
age 52

Page 118 Choc. Int Roll
Chickasaw Dist

OK Riley

Burnett. O.T.
Aug. 4th 1900.

This is to certify that we the undersigned. do hereby certify and affirm that we was present at the residence of Henry Troxel in Pickens County. Chickasaw nation. at the time Frederick Watkins and Louisa Bilbery were married and saw the ceramona performed. Such marriage was solemnized under the Chickasaw law. they were married about sixteen years ago.

Henry Troxel
Mary her x mark Troxel

7-88

witnessed by.
Otis Raymond
H. T. Greiffenstein

Subscribed and affirmed before me this 4th day of August. 1900.

B. S. Raymond
Notary Public
My Com Expires Mar. 30. 1904.

DEPARTMENT OF THE INTERIOR
COMMISSION TO THE FIVE CIVILIZED TRIBES
FILED
AUG 9 1900
AGENT OF INDIAN

6328

COMMISSIONERS
HENRY L. DAWES,
TAMS BIXBY,
THOMAS B. NEEDLES,
C. R. BRECKINRIDGE

ALLISON L. AYLESWORTH,
SECRETARY

DEPARTMENT OF THE INTERIOR,

COMMISSION TO THE FIVE CIVILIZED TRIBES.

Muskogee, Indian Territory, July 21, 1900.

Mr. Frederick Watkins,

Arthur, Indian Territory,

Dear Sir:

The Commission will open a Land Office at Atoka in the Choctaw Nation some time during September, 1900, at which time and place Choctaws and Chickasaws may make preliminary selections of their homestead allotments. Before this time, it is desired that you furnish the Commission with either the original or a certified copy of the marriage license and certificate between you and Louisa Watkins, your wife. If you cannot procure either the original or a certified copy of the marriage license, the Commission will accept the affidavits of two disinterested parties who were present at your marriage, as evidence of the same. It will be necessary to have this evidence of marriage furnished before she can be allowed to select her allotment. There is inclosed you herewith an envelope for reply which requires no postage. Please answer on this sheet.

Yours truly,

Acting Chairman.

Env.

7-26

7-88

INDEXED

32

IN RE
THE DEATH OF

Louisa Watkins

a citizen of the

Choctaw Nation.

Approved OCT 23 1902 *190*

T. B. Buchanan

Commissioner.

DEPARTMENT OF THE INTERIOR
COMMISSION TO THE FIVE CIVILIZED TRIBES
FILED
OCT 23 1902

ACTING CHAIRMAN.

CHOCTAW.

88

DEPARTMENT OF THE INTERIOR.

COMMISSION TO THE FIVE CIVILIZED TRIBES.

In the matter of the death of Louisa Watkins
(Here insert name of deceased.)
a citizen of the Choctaw Nation, who formerly resided at or near
Arthur, Ind. Ter., and died on the 14 day of
(Here insert name of postoffice.)
March, 1902.

AFFIDAVIT OF RELATIVE.

UNITED STATES OF AMERICA, }
INDIAN TERRITORY, }
Southern District. }

I, Frederick Watkins, on oath state that I am 57 years of age and a citizen, by blood, of the Choctaw Nation; that my post office address is Arthur, Ind. Ter.; that I am
(Here insert name of post office.)
the husband of Louisa Watkins,
(State relationship as: the father; an uncle; a cousin, etc.) (Here insert name of deceased.)
who was a citizen, by intermarriage, of the Choctaw Nation; and that said Louisa Watkins died on the 14 day of
(Here insert name of deceased.)
March, 1902. Frederick his X mark Watkins.

WITNESSES TO MARK:
(Must be Two Witnesses.) { E. D. Rodgers.
Wm. O. Beall

Subscribed and sworn to before me this 20 *day of* October, 1902.

C. S. Hamm
Notary Public.

AFFIDAVIT OF ACQUAINTANCE.

UNITED STATES OF AMERICA, }
INDIAN TERRITORY, }
Southern District. }

I, W. A. Little, on oath state that I am 28 years of age, and a citizen, by intermarriage, of the Choctaw Nation; that my post office address is Arthur, Ind. Ter.;
(Here insert name of post office.)
that I was personally acquainted with Louisa Watkins
(Here insert name of deceased.)
who was a citizen, by intermarriage, of the Choctaw Nation; and that said Louisa Watkins died on the 14 day of
(Here insert name of deceased.)
March, 1902. W. A. Little

WITNESSES TO MARK:
(Must be Two Witnesses.) {

Subscribed and sworn to before me this 20 *day of* October, 1902.

C. S. Hamm
Notary Public.

89-A J. C. McCaughey Granted Choc

J. C. McCaughey (major)
age 42
on Roll John L. McCaughey

Choctaw Reading in Chickasaw Dist.

Page 375 C C R No 2
Chickasaw Dist.

OK Bixby

189

89-B Laura Jones et al Choc

Department of the Interior.
Commission to the Five Civilized Tribes.
Muskogee, I. T. August 19, 1901.

In the matter of the application for enrollment as citizens by blood of the Choctaw Nation of Laura Jones and her six minor children John, Zeke, Rance, Malissa, Minnie and Sam Jones.

Laura Jones being duly sworn by Commissioner Needles testified as follows:

Examination by the Commission:

Q What is your name? A Laura Jones.
Q What is your age? A 35 years old.
Q What is your post office address? A Wynnewood.
Q Indian Territory? A Yes sir.
Q Are you married? A Yes sir.
Q What is the name of your husband? A D. J. Jones.
Q Is he acitizen by blood of the Choctaw Nation? A No sir.
Q Is he the father of the children named in this application? A Yes sir.
Q What is the name of your oldest minor child? A John Jones.
Q How old is he? A He's 18 years old.
Q What is the name of your next child? A Zeke Jones.
Q How old is he? A 16.
Q What is the name of your next child? A Rance Jones
Q How old is he? A 13 years old.
Q What is the name of the next child? A Malissa Jones.
Q How old is Malissa? A She's ten years old.
Q What is the name of your next child? A Minnie Jones.
Q How old is Minnie? A She's eight years old.
Q What is the name of your next child? A Sam Jones.
Q How old is he? A Three years old
Q Have you or either of your children named in this application ever been recognized by the tribal authorities of the Choctaw Nation as citizens of the Choctaw Nation? A No sir; only through my mother; I been living in the Nation.
Q Have you or your children named in this application ever been enrolled by the Choctaw tribal authorities as citizens of the Choctaw Nation? A No sir.
Q Do you know whether your name or the names of any of your children appear upon the Choctaw tribal rolls? A No sir.

Tribal rolls of the Choctaw Nation examinedand the names of Laura Jones and her minor children John, Zeke, Rance, Malissa, Minnie and Sam Jonesare not found thereon.

Q Were you or either of your children admitted by the Commission to the Five Civilized Tribes as citizens of the Choctaw Nation under the Act of Congress approved June 10, 1896? A No sir.

Citizenship record of the Commission to the Five Civilized Tribes under the Act of June 10, 1896 examined and the names of Laura Jones and her minor children, John, Zeke, Rance, Malissa, Minnie and Sam are not found thereon.

Laura Jones-2.

Q Were you or either of your children admitted by the United States Court for the Indian Territory upon an appeal from the Commission to the Five Civilized Tribes as citizens of the Choctaw nation under the Act of Congress of June 10, 1896? A No sir.

The court records examined and the names of Laura Jones and her minor children John, Zeke Rance, Malissa, Minnie and Sam Jones are not found to have been admitted by a judgement of the United States Court for the Indian Territory.

You will be furnished at a later date with a copy of the decision of the Commission with reference to the application made by you at this time which will be mailed to you at your present post office address as given in your testimony.

Clara Mitchell Wood being duly sworn states that as stenographer for the Commission to the Five Civilized Tribes she reported in full all proceedings had in the above entitled cause on the 19th day of August 1901 and that the above and foregoing is a full true and correct transcript of her stenographic notes of said proceedings on said date.

Clara Mitchell Wood

Subscribed and sworn to before me this the 20th dy of August 1901.

Commissioner.

MEMORANDUM.

CHOCTAW

Memorandum Case No 89

Date

Name Laura Jones.

Age 35.

Post-Office: Wynnewood Ind Ter

Children:

John Jones	18.
Zeke Jones	16
Rance Jones	13
Malissa Jones	10
Minnie Jones	8
Sam Jones	3

DEPARTMENT OF THE INTERIOR,
COMMISSION TO THE FIVE CIVILIZED TRIBES.
FILED
AUG 19 1901

ACTING CHAIRMAN.

Stenographer Clara Wilwood

COPY

Muskogee, Indian Territory, December 18, 1901.

Laura Jones,

Wynnewood, Indian Territory.

Dear Madam:

On the 19th day of August, 1901, you appeared before the Commission to the Five Civilized Tribes and made application for the enrollment of yourself and your six minor children, John, Zeke, Rance, Malissa, Minnie and Sam Jones.

It appears from the evidence offered in support of said application that the applicants above named have never been enrolled by the tribal authorities of the Choctaw Nation, and that their names do not appear upon the tribal rolls of the Choctaw Nation, now in possession of this Commission; that they have not been admitted to citizenship in the Choctaw Nation by the Commission to the Five Civilized Tribes, or by the legally constituted authorities of the Choctaw Nation, or by the United States Court in Indian Territory on appeal, in accordance with the provisions of the act of June 10, 1896, (29 Stats.,321).

The act of Congress of May 31, 1900, (31 Stats.,221) provides:

"That said Commission shall continue to exercise all authority heretofore conferred on it by law. But it shall not receive, consider, or make any record of any application

L. J.--?.

of any person for enrollment as a member of any tribe of Indians in Indian Territory who has not been a recognized citizen thereof, and duly and lawfully enrolled or admitted as such, and its refusal of such applications shall be final when approved by the Secretary of the Interior."

The Commission has, therefore, on this date, decided that yourself and your six minor children above named are not citizens of the Choctaw Nation, and duly and lawfully enrolled or admitted as such, and that pursuant to the provision of law above quoted, the Commission is without authority to receive, consider, or make any record of the application for enrollment of yourself and said children as citizens of said nation.

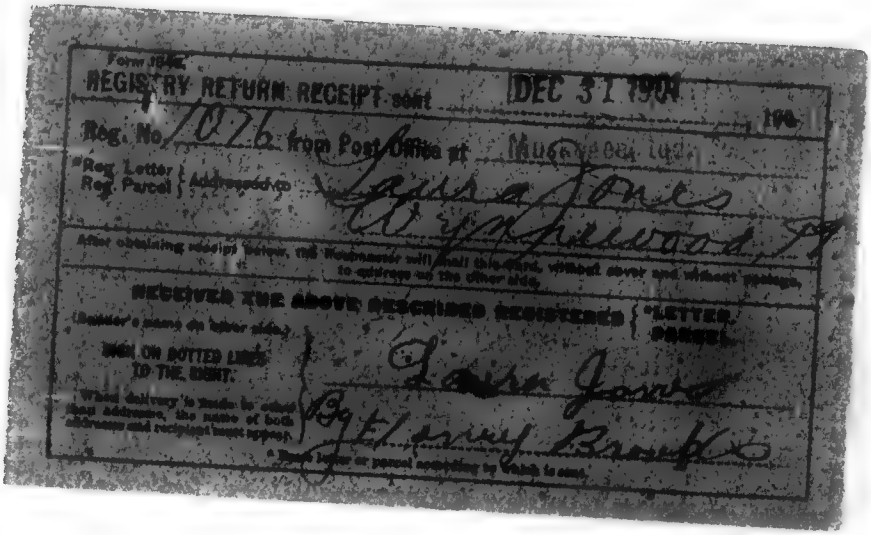
You are also informedthat the Commission has on this date forwarded a memorandum of its action to the Secretary of the Interior for consideration. A copy of the testimony taken in support of your application is herewith inclosed.

The Commission to the Five Civilized Tribes.

By T. B. Needles,

Commissioner in Charge.

Register
7 M 89



Form 1546.

REGISTRY RETURN RECEIPT sent DEC 31 1904 190

Reg. No. 1076 from Post Office at Muscogee, Ind.

*Reg. Letter / Reg. Parcel } Addressed to Laura Jones
Wynnewood, Pa.

After obtaining receipt below, the Postmaster will mail this card, without cover and without postage, to address on the other side.

RECEIVED THE ABOVE DESCRIBED REGISTERED { *LETTER / PARCEL

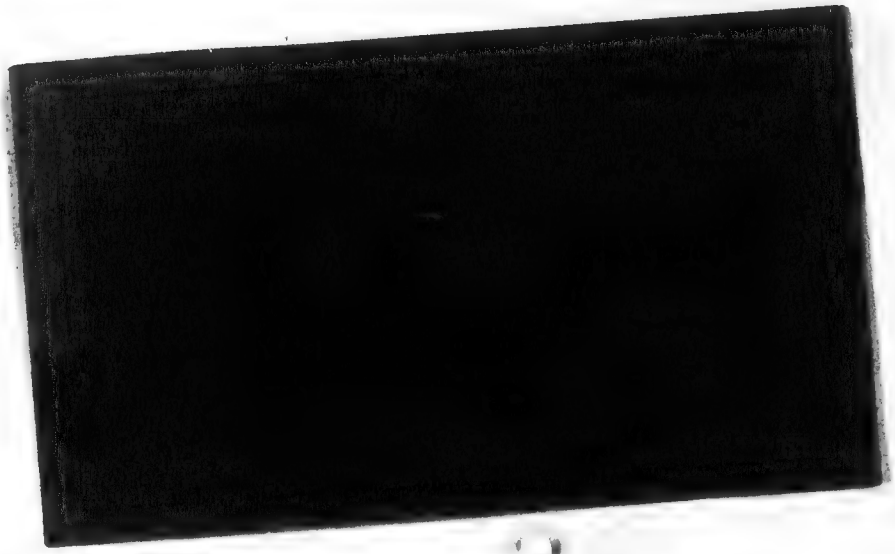
(Sender's name on other side.)

SIGN ON DOTTED LINES TO THE RIGHT.

When delivery is made to other than addressee, the name of both addressee and recipient must appear.

Laura Jones
By Elmey Brooks

* Erase letter or parcel according to which is sent.



Laura Jones, et al.

vs.

Choctaw Nation.

Case No. 89

Original testimony and all papers filed in this case forwarded Secretary of Interior, December 30, 1901.

-Copy-

L.R.S. 4300 F.

DEPARTMENT OF THE INTERIOR,

I.T.D. 272-1902.

Washington, January 16, 1902.

Commission to the Five Civilized Tribes,

Muskogee, I. T.

Gentlemen:

January 13, 1902, the Commissioner of Indian Affairs transmitted your memorandum in the matter of the application for enrollment of Laura, John, Zeke, Rance, Malissa, Minnie and Sam Jones as citizens of the Choctaw Nation, and recommended that your decision in the case be approved.

December 18, 1901, you refused the application under the act of May 31, 1900.

The Department affirms your decision in this case, and you will so inform the applicants. Copy of the Commissioner's letter is inclosed herewith.

Respectfully,

THOS. RYAN,

Acting Secretary.

1 inclosure.

-Copy-

Refer in reply to the following:

Land
349 - 1902

DEPARTMENT OF THE INTERIOR,
Office of Indian Affairs,

Washington, January 13, 1902.

The Honorable,

The Secretary of the Interior.

Sir:

I have the honor to forward herewith for the consideration of the Department memorandum of the Commission to the Five Civilized Tribes in the matter of the application of Laura Jones for the enrollment of herself and her minor children, John, Zeke, Rauce, Malissa, Minnie and Sam Jones, as citizens of the Choctaw Nation.

From the testimony it appears that not one of the applicants herein have ever been enrolled, admitted or recognized as a citizen of the Choctaw Nation.

The statement of the Commission is to the effect that under the provisions of the Act of Congress approved May 31, 1900, (Stats., 221) it had no authority to enroll said applicants.

The office respectfully recommends that the decision of the Commission be approved.

Very respectfully,
Your obedient servant,

W. A. JONES,
Commissioner.

E. E. S.
C

DEPARTMENT OF THE INTERIOR,
COMMISSION TO THE FIVE CIVILIZED TRIBES.

FILED
JAN 28 1902

ACTING CHAIRMAN.

COPY.

Muskogee, Indian Territory, January 28, 1902.

Laura Jones,

Wynnewood, Indian Territory.

Dear Madam:

On August 19, 1901, you made application to this Commission for the enrollment of yourself and your minor children, John, Zeke, Rance, Malissa, Minnie, and Sam Jones, as citizens of the Choctaw Nation. On December 18, 1901, after a consideration of said application, the Commission refused to enroll you as a citizen, also your minor children, John, Zeke, Rance, Malissa, Minnie, and Sam Jones, as citizens of the Choctaw Nation, and a copy of such decision was mailed to your post office address December 18, 1901.

On December 30, 1901, there was forwarded to the Secretary of the Interior the memorandum made at the time of your application, and the action of the Commission thereon, and on January 16, 1902, the Secretary of the Interior concurred in the decision of the Commission refusing your application for the enrollment of yourself and your minor children as citizens of the Choctaw Nation.

The action of the Commission and of the Secretary of the Interior as to such application is final.

Yours truly,

SIGNED. Tams Bixby.

Acting Chairman.

7 M 99

90 minor Leewright et al Granted choc

Department of the Interior,
Commission to the Five Civilized Tribes.
Paula Valley, I. T., October 24, 1902.

In the matter of the application for enrollment as a citizen by intermarriage of the Choctaw Nation of Minar Leewright.

Minar Leewright being duly sworn testifies as follows:

Examination by the Commission.

Q What is your name? A Minar Leewright.
Q How old are you? A 56 years old.
Q What is your post office address? A McGee.
Q How long have you resided in the Chickasaw Nation? A Been here since in 1887, I was marrie' the spring of '87, I had only been in the Chickasaw Nation about a year.
Q Please answer the question direct; how long have you resided in the Chickasaw Nation? A I have been here,— but I will have to count back; I dont know whether I can get it right or not,— between 16 and 17 years.
Q Lived here continuously for that length of time? A Yes sir.
Q Never made your home anywhere else? A No sir.
Q You are a white man? A Yes sir.
Q And a claimant for enrollment as a citizen by intermarriage of the Choctaw Nation? A Yes sir.
Q What is the name of your Choctaw wife? A Fedy Leewright.
Q What was her maiden name? A Hibdon before I married her. Her maiden name was Spain.
Q Is your wife a recognized and enrolled citizen by blood of the Choctaw Nation? A Yes sir.
Q Have rights have never in any manner been questioned? A No sir.
Q When did you marry her? A About 1886 I think it was, '86 or 7.
Q How long had you been residing in the Chickasaw Nation when you married this woman? A A year.
Q Had she always resided in the Chickasaw Nation? A No, when I married her,— I got acquainted with her she was in the Chickasaw Nation.
Q How long prior to your marriage had she been living in the Chickasaw Nation? A I think she had been here— I wont be positive about this now,— she was living here at her brother's, Dave Spain, just across the river here.
Q How long had she been living here prior to her marriage to you? A Several years, I dont know exactly.
Q Was she ever married prior to her marriage to you? A Yes sir, married a man named Hibdon.
Q Was that the only time? A That was the only time I remember.
Q Was Hibdon dead when you married her? A Yes sir, he was dead three years.
Q Had you been married prior to your marriage to this woman? A No sir.

Minar Leewright------?

Q You say you were married to her in 1886? A '86 or 7.
Q Were you married to her under a Chickasaw tribal license? A Yes sir, by Judge Dickerson.
Q How much did you pay for that license? A Fifty dollars. I returned them to Parson Moore, and he said he take them back and they blowed away in the wind--
Q Where? A Down near Lebanon in the Chickasaw Nation, at the time the papers were all destroyed in a storm.
Q Whom did you get your license from? A Judge Dickerson.
Q Who married you? A Parson Moore, Elder Moore.
Q Have you ever madeany effort to obtain that marriage license? A No sir, I made application here before--
Q That is not what we are talking about,- have you ever made any effort to get that marriage license? A Yes sir.
Q Can't you find it anywhere? A They claim it was blowed away.
Q Who claim that? A The parties I tried to inquire about it.
Q Whom did you inquire of? A Parson Moore.
Q Did you have your marriage license and certificate recorded? A I returned them to him and he took them to have recorded.
Q Were they recorded? A He said they were.
Q Have you ever been to the Clerk's office of he county to see? A I started down there once, and they said it was blowed away, destroyed, and they could not find any papers.
Q Do you know whether it was actually destroyed? A I cant tell you; they told me they were.
Q Do you actually know? A No sir.
Q Have you yourself ever made any effort to find it? A Yes sir.
Q Did you go down there and attempt to procure this marriage license or a copy of it? A No sir, never went there.
Q It would be advisable if you can possibly secure a copy of your marriage license and file with the Commission? A I can get the depositions of people— I will do that--- I will go down there.
Q Since your marriage to this woman in 1886 have you lived with her continuously? A Yes sir.
Q Been no separation, desertion or divorce? A No sir.
Q Are you and this woman now living together in the Chickasaw Nation and are actual bona fide residents of the Chickasaw Nation at this time? A Yessir.

W. H. Martin being duly sworn on oath states that as stenographer to the Commission to the Five Civilized Tribes he recorded in full the above proceedings at Pauls Valley, I. T., on the 24th day of October, 1902, and that the within and foregoing is a full, true and correct transcript of his stenographic notes in the same.

W H Martin

Subscribed and sworn to before me this 29 day of October, 1902.

C A Hamm

Notary Public.

D.C.D.

7 - 90.

DEPARTMENT OF THE INTERIOR,
COMMISSION TO THE FIVE CIVILIZED TRIBES.

In the matter of the application for the enrollment of Minor Leewright as a citizen by intermarriage of the Choctaw Nation.

DECISION.

It appears from the record herein that that Minor Leewright, on May 12, 1887, was married in accordance with the laws, customs and usages of the Chickasaw Nation to Fidy Leewright (formerly Hibdon), a recognized and enrolled citizen by blood of the Choctaw Nation, whose name appears as No. 165 upon the lists prepared by this Commission under the act of Congress approved July 1, 1902, (32 Stat., 641) of persons entitled to enrollment as citizens by blood of the Choctaw Nation and approved by the Secretary of the Interior December 12, 1902; that at the time of said marriage both persons above mentioned were residents in good faith of the Chickasaw Nation and that they lived together continuously in said Nation as husband and wife from the date of said marriage up to and including September 25, 1902.

It is, therefore, the opinion of this Commission that Minor Leewright should be enrolled as a citizen by intermarriage of the Choctaw Nation, in accordance with the provisions of the acts of Congress approved June 28, 1898, (30 Stat., 495) and July 1, 1902, (32 Stat., 641), and it is so ordered.

COMMISSION TO THE FIVE CIVILIZED TRIBES.

Chairman.

Commissioner.

C. R. Breckinridge
Commissioner.

W. E. Hurley
Commissioner.

Muskogee, Indian Territory,

NOV 27 1903

Choctaw 90

Muskogee, Indian Territory, November 27, 1903.

O. W. Patchell,

Attorney at Law,

Pauls Valley, Indian Territory.

Dear Sir:

Enclosed herewith you will find a copy of the decision of the Commission, rendered November 27, 1903, granting the application of Minor Leewright for enrollment as a citizen by intermarriage of the Choctaw Nation.

The attorneys for the Choctaw and Chickasaw Nations have been furnished a copy of this decision and have been allowed fifteen days from this date within which to file protest against the action of the Commission in enrolling Minor Leewright as a citizen of the Choctaw Nation. If at the expiration of that time no protest has been filed, the name of the applicant will be placed upon the final rolls of the citizens of the Choctaw Nation to be submitted to the Secretary of the Interior for his approval.

Respectfully,

Chairman.

Registered.

Enc--90

Choctaw 90

Muskogee, Indian Territory, November 27, 1903.

Minor Leewright,

McGee, Indian Territory.

Dear Sir:

Enclosed herewith you will find a copy of the decision of the Commission, rendered November 27, 1903, granting your application for enrollment as a citizen by intermarriage of the Choctaw Nation.

The attorneys for the Choctaw and Chickasaw Nations have been furnished a copy of this decision and have been allowed fifteen days from this date within which to file protest against the action of the Commission in enrolling you as a citizen of the Choctaw Nation. If at the expiration of that time no protest has been filed, your name will be placed upon the final rolls of the citizens of the Choctaw Nation to be submitted to the Secretary of the Interior for his approval.

Respectfully,

Chairman.

Registered.

Enc.--90.

Choctaw 90

Y.

Muskogee, Indian Territory, November 27, 1903.

Mansfield, McMurray & Cornish,

Attorneys for the Choctaw and Chickasaw Nations,

South McAlester, Indian Territory.

Gentlemen:

Enclosed herewith you will find a copy of the decision of the Commission, rendered November 27, 1903, granting the application of Minor Leewright for enrollment as a citizen by intermarriage of the Choctaw Nation.

You are hereby advised that you will be allowed fifteen days from this date within which to file protest against the action of the Commission in enrolling the applicant herein as a citizen of the Choctaw Nation. If at the expiration of that time no protest has been filed, the name of the applicant will be placed upon the final rolls of the citizens of the Choctaw Nation to be submitted to the Secretary of the Interior for his approval.

Respectfully,

(SIGNED)

Tams Bixby.

Chairman.

Registered.

Enc--90.

Office of

J. N. MOORE,

DEALER IN

GENERAL MERCHANDISE.

Ardmore, Ind. Ter., 10-29" 1902

This Certifies that I joined in Marriage Minor Liewright and F. O. Hibdon at Whitehead Hill I. T. May 12th 1887 according to the laws of the Chickasaw Nation the said Liewright having procured a license from the County Judge of Pickens County Judge Dickerson

J. N. Moore
Ordained Minister

Subscribe and sworn be for me this ~~28~~ 29th day October 1902

James F. Pagsdale
Notary Public

DEPARTMENT OF THE INTERIOR,
COMMISSION TO THE FIVE CIVILIZED TI.
FILED
FEB 19 1902

ACTING CHAIRMAN

In the Matter of
Miner Leewright
vs
Choctaw Nation

Certificate of
Clerk of Pickens
Co. Chickasaw
Nation as to
Lost Records

DEPARTMENT OF THE INTERIOR.
COMMISSION TO THE FIVE CIVILIZED TRIBES.
FILED
MAY 2 1903
[signature]
CHAIRMAN

18873

BEFORE THE HONORABLE COMMISSION TO THE FIVE CIVILIZED TRIBES

MUSKOGEE, INDIAN TERRITORY.

In the Matter of the Application of

Miner Leewright, Applicant for Enrolment as an intermarried Citizen of the CHOCTAW NATION.

Chickasaw Nation,

Pickens County.

I Willie Kinney Clerk of the County Court of Pickens County Chickasaw Nation do hereby certify that I have under my custody and control all of the existing records in said County pertaining to the duties and proceedings of said Court and which records particularly contain all the existing marriage records of citizens of said County, and that the records of said Court for the years of 1887 and up to year of 1897 inclusive are absent and missing ~~XXXX~~ and are known to have been destroyed by either by a cyclone which occurred about the year of 1893 or a fire about the year of 1897.

Intestimony whereof I have hereunto set my hand and seal of office on this the 28 day of March A.D.1903.

Willie Kinney

Clerk of the County Court of Pickens County

Chickasaw Nation, Indian Territory.

Miner Leewright
vs
Chocitow Nation

Affidavit of
Kemp Kimberlin

BEFORE THE COMMISSION OF THE UNITED STATES TO THE FIVE CIVILIZED TRIBES.

Miner Leewright, applicant,

vs Affidavit of Kemp Kimberli n

Choctaw Nation.

I Kemp Kimberlin of Norman Ok.Ter,y. do solemnly swear that I am personally well acquainted with Miner Leewright the applicant in the above stated matter and that I was present at his maariage with his wife Fidea Leewright which occu red on the I2th day of May I887 near Whitebead I.T. on the farm now owned by Mrs.Georgia Spain; that I know said marriage was celebrated according to the Chickasaw marrraige laws for I saw and read the marriage license whcih was issued by the County judge of Pickens County Chickasaw Nation. The marriage ceremony was performed by the Rev. J.N.Moore a Methodist preacher.

I further know that ever since said marriage said Miner Leewright has continued to reside in the Chickasaw Nation.

Kemp Kimberlin

Subscribed and sworn to before me on this the 14th day of Sept.I898.

G. T. Ross
Notary Public
My Com. Expires July 13 1899

LAW. 20 INDEX

IN RE

Application for Enrollment of

INFANT CHILD

Floyd Longo Worley

as a citizen of

Chostaw Nation.

Approved 190

Commissioner.

DEPARTMENT OF THE INTERIOR,
COMMISSION TO THE FIVE CIVILIZED TRIBES.
FILED
APR 19 1902

ACTING CHAIRMAN.

90

BIRTH AFFIDAVIT. 20

DEPARTMENT OF THE INTERIOR,

COMMISSION TO THE FIVE CIVILIZED TRIBES.

IN RE Application for Enrollment, as a citizen of the Choctaw Nation,
of Floyd Longo Worley, born on the 4th day of February, 1902
(Here insert name of child.)
Name of Father: Jesse Longo Worley a citizen of the Choctaw by intermarriage. Nation.
Name of Mother: Annie Worley a citizen of the Choctaw Nation.
Post-office Atoka Ind. Ter.

AFFIDAVIT OF MOTHER.

UNITED STATES OF AMERICA,
INDIAN TERRITORY
Southern District.

I, Annie Worley, on oath state that I am Twenty one years of age and a citizen, by Birth, of the Choctaw Nation; that I am the lawful wife of Jesse Longo Worley, who is a citizen, by Intermarriage, of the Choctaw Nation; that a Male (male or female.) child was born to me on 4th day of February 1902; that said child has been named Floyd. Longo Worley, and is now living.

Annie Worley

WITNESSES TO MARK:
(Must be Two Witnesses.)
A. M. Carr.
A. J. Pyeatt

Subscribed and sworn to before me this 14th *day of* February 1902

A. J. Pyeatt
NOTARY PUBLIC

AFFIDAVIT OF ATTENDING PHYSICIAN, OR MIDWIFE.

UNITED STATES OF AMERICA,
INDIAN TERRITORY,
Southern District,

I, Mrs. Melissa Frances Worley, a Midwife, on oath state that I attended on Mrs. Annie Worley, wife of Jesse Longo Worley on the 4th day of February, 1902; that there was born to her on said date a Male (male or female.) child; that said child is now living and is said to have been named Floyd. Longo Worley.

Her
Melissa X Frances Worley
mark

WITNESSES TO MARK:
(Must be Two Witnesses.)
A. M. Carr
A. J. Pyeatt

Subscribed and sworn to before me this 14th *day of* April 1902

A. J. Pyeatt
NOTARY PUBLIC

EMPTY

92	John E. Jenkins	et al	Granted	Choc

7-92

DEPARTMENT OF THE INTERIOR,
COMMISSION TO THE FIVE CIVILIZED TRIBES.
Pauls Valley, Indian Territory, October 21, 1902.

In the matter of the application for enrollment of John L. Jenkins as a citizen by intermarriage of the Choctaw Nation.

Said John L. Jenkins, being first duly sworn, testified as follows:

Examination by the Commission.

Q What is your name? A John L. Jenkins.
Q How old are you? A Thirty-four.
Q What is your postoffice address? A Sulphur, Indian Territory.
Q How long have you lived in the Chickasaw Nation? A Nineteen years, I believe.
Q Have you lived here continuously for the past nineteen years? A Yes sir.
Q You are a white man? A Yes sir.
Q An applicant for enrollment as a citizen by intermarriage of the Choctaw Nation? A Yes sir.
Q What is the name of your Choctaw wife through whom you claim your rights? A Mary Hazel--that was her maiden name.
Q She is a duly recognized and enrolled citizen of the Choctaw Nation? A Yes sir.
Q When were you married to her? A In '89.
Q Where? A In Texas.
Q Under the Texas law? A Yes sir.
Q Where did you live at the time of your marriage to her? A In the Nation.
Q Chickasaw Nation? A Yes sir.
Q Where did she live at that time? A Near Erin Springs.
Q In the Chickasaw Nation? A Yes sir.
Q Have you been living together as husband and wife in the Chickasaw Nation continuously since your marriage under the laws of the State of Texas in '89? A Yes sir.
Q You are now living together? A Yes sir.
Q And are bona fide residents of the Chickasaw Nation? A Yes sir.
Q Were you ever married to her under a Chickasaw license? A Yes sir.
Q When? A In 1891.
Q Where? A Near Erin Springs.
Q What did you pay for that license? A Fifty dollars.
Q You had both been living in the Chickasaw Nation for several years prior to that time? A Yes sir.
Q Were you ever married before you married her? A No sir.
Q Was she ever married before she married you? A No sir.

Ira S. Niles, being first duly sworn, states that as stenographer

John L. Jenkins-?

to the Commission to the Five Civilized Tribes he reported in full all proceedings had in the above entitled cause, heard at Pauls Valley, Indian Territory, October 21, 1902, and that the foregoing is a full, true and correct transcript of his stenographic notes taken in said proceedings on said date.

[signature]

Subscribed and sworn to before me this the 29 day of October, 19 02.

[signature]

Notary Public.

RMM
EDA

7 - 92.

DEPARTMENT OF THE INTERIOR,

COMMISSION TO THE FIVE CIVILIZED TRIBES.

In the matter of the application for the enrollment of John L. Jenkins as a citizen by intermarriage of the Choctaw Nation.

D E C I S I O N .

It appears from the record herein that John L. Jenkins, on July 20, 1891, was married in accordance with the laws, customs and usages of the Chickasaw Nation to Mary Jenkins (nee Hazel), a recognized and enrolled citizen by blood of the Choctaw Nation, whose name appears as No. 172 upon the lists prepared by this Commission under the Act of Congress approved July 1, 1902 (32 Stats., 641) of persons entitled to enrollment as citizens by blood of the Choctaw Nation and approved by the Secretary of the Interior on December 12, 1902; that at the time of said marriage both persons above mentioned were residents in good faith of the Chickasaw Nation, and that they have lived together continuously in Indian Territory as husband and wife from the date of said marriage up to and including September 25, 1902.

It is, therefore, the opinion of this Commission that John L. Jenkins should be enrolled as a citizen by intermarriage of the Choctaw Nation under the provisions of the Acts of Congress approved June 28, 1898 (30 Stats., 495) and July 1, 1902 (32 Stats., 641), and it is so ordered.

COMMISSION TO THE FIVE CIVILIZED TRIBES,

Chairman.

COMMISSIONER.

COMMISSIONER.

Muskogee, Indian Territory,

APR 29 1903

COPY.

Choctaw-92

Muskogee, Indian Territory, April 29, 1903.

John L. Jenkins,

Sulphur, Indian Territory.

Dear Sir:

Inclosed herewith you will find a copy of the decision of the Commission, rendered April 29, 1903, granting your application for enrollment as a citizen by intermarriage of the Choctaw Nation.

The attorneys for the Choctaw and Chickasaw Nations have been furnished a copy of this decision and have been allowed fifteen days from this date within which to file protest against the action of the Commission in enrolling you as a citizen of the Choctaw Nation. If at the expiration of that time, no protest has been filed, your name will be placed upon the final rolls of the citizens of the Choctaw Nation to be submitted to the Secretary of the Interior for his approval.

Respectfully,

(SIGN) Tams Bixby

Chairman.

Registered.

Enc.HGH 24.

Choctaw-92

Muskogee, Indian Territory, April 29, 1903.

Mansfield, McMurray & Cornish,

Attorneys for the Choctaw and Chickasaw Nations,

South McAlester, Indian Territory.

Gentlemen:

Inclosed herewith you will find a copy of the decision of the Commission, rendered April 29, 1903, granting the application of John L. Jenkins for enrollment as a citizen by intermarriage of the Choctaw Nation.

You are hereby advised that you will be allowed fifteen days from this date within which to file protest against the action of the Commission in enrolling the applicant herein as a citizen of the Choctaw Nation. If at the expiration of that time, no protest has been filed, the name of the applicant will be placed upon the final rolls of the citizens of the Choctaw Nation to be submitted to the Secretary of the Interior for his approval.

Respectfully,

(SIGNED)

Tams Bixby

Chairman.

Registered.

Enc. HGH 24a.

$2.50
10.0

Marriage License

Mr John L Jenkins
Mary Hazel

filed this 22 day
of Jan. A D 1892

and duly on record
on Page 219 of Gen. record
for Pickins County on
this 30th day of Jan 1892

A J Lewis
clk Pcc'n

Indian territory
County of Pickens
Chickasaw Nation

Crimmons Sd
July 18th 1871

To any person authorized by law to solemnize marriage.

You are hereby commanded to solemnize the rites and publish the bans of matrimony between Mr John T. Jenkins a U. S. Citizen of the age of 24 years and Mary Hazel a Chickasaw Citizen of the age of 19 years and do you officially sign & return this license to the parties herein named

Witness my hand Officially
This 18 day of July, 11 o'clock A.D. 1871

Richard McLish
County Probate Judge
Pickens County Ch. Sc

County of Pickens
Chickasaw Nation
Indian territory

J. T. White

Did on 20th day of July A.D. 1871 solemnize the rites & publish the bans of matrimony, as commanded in the foregoing license and signed them Officially and returned them to the above named parties

J. T. White
Ordained Minister in the Christian Church

IN RE

Application for Enrollment of

INFANT CHILD.

Leo Jenkins

As a citizen of the

Choctaw

Nation.

Approved JUL 18 1899.

Commissioner.

92

Department of the Interior,

COMMISSION TO THE FIVE CIVILIZED TRIBES.

IN RE Application for Enrollment, as a citizen of the Choctaw Nation,

of Pickens Co., born on the 4 day of March, 1899.

Name of father: J. L. Jenkins, a citizen of the Choctaw Nation.

Name of mother: Mary Jenkins, a citizen of the Choctaw Nation.

Post Office: Cooper's Ct.

AFFIDAVIT OF MOTHER.

UNITED STATES OF AMERICA,
INDIAN TERRITORY,
Southern District.

I, Mary Jenkins, on oath, state that I am 22 years of age and a citizen, by Blood, of the Choctaw Nation; that I am the lawful wife of J. L. Jenkins, who is a citizen, by Marriage, of the Choctaw Nation; that a child was born to me on the 11th day of March, 1899; that said child has been named Lee Jenkins, and is now living.

Subscribed and sworn to before me this 12 day of June, 1899.

[illegible]
Notary Public.

AFFIDAVIT OF ATTENDING PHYSICIAN, OR MIDWIFE.

UNITED STATES OF AMERICA,
INDIAN TERRITORY,
District.

I, W. A. Ewing M.D., a Physician, on oath, state that I attended on Mrs. Lee Jenkins, wife of J. L. Jenkins on the 4 day of March, 1899; that there was born to her on said date a Boy child; that said child is now living and is said to have been named Lee Jenkins.

W. A. Ewing M.D.

Subscribed and sworn to before me this 31 day of June, 1899.

[illegible]
Notary Public.

CHOCTAW. 20

IN RE

Application for Enrollment of

INFANT CHILD

Clarance Jinkins

as a citizen of the

Choctaw Nation.

AUG 9 1901

Approved, 190

Commissioner.

DEPARTMENT OF THE INTERIOR,
COMMISSION TO THE FIVE CIVILIZED TRIBES.
FILED
AUG 9 1901

ACTING CHAIRMAN

CHOCTAW.

7-92

Department of the Interior.

COMMISSION TO THE FIVE CIVILIZED TRIBES.

IN RE Application for Enrollment, as a citizen of the Choctaw Nation,
of Clarance Jenkins (Here insert name of child), born on the 20 day of June, 1901
Name of Father: John L Jenkins, a citizen of the Choctaw Nation.
Name of Mother: Mary Jenkins, a citizen of the Choctaw Nation.
Postoffice, Sulphur Ind Ter

AFFIDAVIT OF MOTHER.

UNITED STATES OF AMERICA, }
INDIAN TERRITORY.
Southern District. }

I, Mary Jenkins, on oath state that I am 29 years of age and a citizen, by Blood, of the Choctaw Nation; that I am the lawful wife of John L. Jenkins, who is a citizen, by Marriage, of the Choctaw Nation; that a male (male or female) child was born to me on the 20 day of June, 1901; that said child has been named Clarance Jenkins, and is now living.

Mary Jenkins

WITNESSES TO MARK:
(Must be Two Witnesses) { Emma Singleton
L. Easley

Subscribed and sworn to before me this 5th *day of* August 1901

L. Easley
NOTARY PUBLIC.

AFFIDAVIT OF ATTENDING PHYSICIAN, OR MIDWIFE.

UNITED STATES OF AMERICA, }
INDIAN TERRITORY.
Southern District. }

I, G. V. Sloan, a Physician on oath state that I attended on Mrs. Mary Jenkins, wife of John L Jenkins on the 20 day of June, 1901; that there was born to her on said date a Male (male or female) child; that said child is now living and is said to have been named Clarance Jenkins.

G. V. Sloan M.D.

WITNESSES TO MARK:
(Must be Two Witnesses) { R A Wiley
J F Cunningham

Subscribed and sworn to before me this 5th *day of* August 1901

L. Easley
NOTARY PUBLIC.

93 Robert L. Eaton et al Granted choc

DEPARTMENT OF THE INTERIOR,

COMMISSION TO THE FIVE CIVILIZED TRIBES.

The record in the matter of the application for the enrollment as a citizen by intermarriage of the Choctaw Nation of

ROBERT L. EATON, - - Choctaw-93.

I do solemnly swear that I will honor, keep and uphold the constitution and laws of the Choctaw Nation and will not claim any protection from the United States government nor from the Indian tribunals therefor any protection, damages or redress incompatible with the rights guaranteed to the Choctaw Nation by the treaty stipulations entered into between [illegible]

So help me God

K [illegible]

Sworn to and subscribed before me this 3rd day of [illegible] 1896.

[illegible]
County Clerk
Tobucksy Co. C.N.

Choctaw Nation
County of Tobucksy }

I Edmund M. Bond Clerk within and for the County of Tobucksy in Choctaw Nation, do hereby certify that the within instrument was filed in my office for record at 9:30 o'clock A.M. and is duly recorded in Book C. pages 44 and 45 of the records of Tobucksy County

In witness whereof I have hereunto set my hand and seal of office this the 1st day of September A.D. 1896.

Edmund M. Bond
Clerk.

Marriage License.

THE CHOCTAW NATION,
Indian Territory,
TOBUCKSY COUNTY. } SS.

To any Minister of the Gospel, Judge or any person in the Choctaw Nation authorized to solemnize the rites of matrimony, GREETING:

Whereas, R L Eaton *a citizen of the United States, has duly made application to the undersigned, Clerk of the County and Probate Court, within and for the County of Tobucksy, Choctaw Nation, for a license to enter into the Bonds of Matrimony with* Miss Belle Perry *a citizen of the Choctaw Nation. And the undersigned being satisfied that the said* R L Eaton *is a suitable person to be granted license to enter into the Bonds of Matrimony with the said* Miss Belle Perry

Now, I therefore grant unto the said R L Eaton *a license to marry the said* Miss Belle Perry *And any Minister of the Gospel, Judge or any person authorized to solemnize the rites of Matrimony, is hereby authorized to join in Matrimony the said* R L Eaton *and the said* Miss Belle Perry

In testimony whereof I, Edmund M Board *County and Probate Clerk, in and for the County of Tobucksy, Choctaw Nation, have hereunto set my hand and seal of said Court, this* 31st *day of* August *A. D.* 1896

Edmund M Board *Clerk.*

By .....*D. C.*
of Tobucksy County, C. N.

CERTIFICATE OF MARRIAGE.

CHOCTAW NATION,
Tobucksy County. } ss.

I, D. C. Yeargin
A Minister of the Gospel
do hereby certify, that on the 31st day of August A. D. 1896 I did duly and according to law, as commanded in the foregoing License, solemnize the Rite and publish the Banns of Matrimony between the parties therein named.

Witness my hand this 31st day of August A. D. 1896.

My credentials are recorded in the office of the Clerk of the South McAlester U S Court ..... Book ..... Page.

D. C. Yeargin
A Minister of the Gospel

DEPARTMENT OF THE INTERIOR,
COMMISSION TO THE FIVE CIVILIZED TRIBES.
Ada, Indian Territory, November 10, 1902.

In the matter of the application for enrollment of Robert L. Eaton as a citizen by intermarriage of the Choctaw Nation.

Said Robert L. Eaton, being first duly sworn, testified as follows:

Examination by the Commission.

Q What is your name? A Robert L. Eaton.
Q What is your age? A Thirty-seven.
Q What is your postoffice address? A Roff.
Q How long have you been a resident of the Chickasaw Nation? A About four years.
Q Where did you live before that? A In the Choctaw.
Q How long did you live in the Choctaw Nation? A I lived there 21 years, in the Choctaw--I was gone away three years, I believe.
Q When was that? A That was about fifteen or sixteen years ago.
Q For the past fifteen or sixteen years you have been a continuous resident of either the Choctaw or Chickasaw Nation? A Yes sir, about sixteen years ago I came back.
Q Do you claim intermarried rights in the Choctaw Nation? A Yes sir.
Q What is the name of your Choctaw wife? A Belle Perry.
Q Was she a recognized and enrolled citizen of the Choctaw Nation? A Yes sir.
Q Her rights have never been questioned? A No sir.
Q When were you married to Belle Perry? A I married her in 1894, I believe it was, and then in 1896.
Q When was your first marriage? A In 1894, I think it was.
Q Where were you living at that time? A I was living in the Choctaw.
Q Was she living in the Choctaw Nation too? A Yes sir.
Q Were you married in accordance with the Choctaw law? A No sir, not the first time.
Q Under United States law at that time? A Yes sir.
Q After this marriage in 1894 were you again married? A Yes sir.
Q Where did this second marriage take place? A South McAlester.
Q When was this? A 1896, I believe it was.
Q Was your second marriage in accordance with the tribal laws of the Choctaw Nation? A Yes sir.
Q Did you obtain a Choctaw license? A Yes sir.
Q From whom did you obtain that license? A George Bond, the Clerk
Q Clerk of what County? A Tobucksy County.
Q At that time were both you and your wife residents of the Choctaw Nation? A Yes sir.
Q Were you ever married before your marriage to your present wife? A No sir.
Q Was she ever married before her marriage to you? A No sir.
Q Since your marriage in 1894 have you been living together continuously as husband and wife? A Yes sir.
Q Been no separation, abandonment or divorce? A No sir.
Q You are at present bona fide residents of the Chickasaw Nation? A Yes sir.

Q Intend to make this your permanent home? A Yes sir.

Ira S. Niles, being first duly sworn, states that as stenographer to the Commission to the Five Civilized Tribes he reported in full all proceedings had in the above entitled cause, heard at Ada, Indian Territory, November 10, 1902, and that the above and foregoing is a full, true and correct transcript of his stenographic notes taken in said proceedings on said date.

Ira S. Niles

Subscribed and sworn to before me this the 26 day of November, 1902.

Charles Hetherington

Notary Public.

7 - 93.

DEPARTMENT OF THE INTERIOR,

COMMISSION TO THE FIVE CIVILIZED TRIBES.

In the matter of the application for the enrollment of Robert L. Eaton as a citizen by intermarriage of the Choctaw Nation.

D E C I S I O N .

It appears from the record herein that Robert L. Eaton, on August 31, 1896, was married in accordance with the laws, customs and usages of the Choctaw Nation to Belle Eaton (nee Perry), a recognized and enrolled citizen by blood of the Choctaw Nation, whose name appears as No. 178 upon the lists prepared by this Commission under the Act of Congress approved July 1, 1902 (32 Stats., 641) of persons entitled to enrollment as citizens by blood of the Choctaw Nation and approved by the Secretary of the Interior on December 12, 1902; that at the time of said marriage both persons above mentioned were residents in good faith of the Choctaw Nation, and that they have lived together continuously in Indian Territory as husband and wife from the date of said marriage up to and including September 25, 1902.

It is, therefore, the opinion of this Commission that Robert L. Eaton should be enrolled as a citizen by intermarriage of the Choctaw Nation under the provisions of the Acts of Congress approved June 28, 1898 (30 Stats., 495) and July 1, 1902 (32 Stats., 641), and it is so ordered.

COMMISSION TO THE FIVE CIVILIZED TRIBES,

Chairman.

COMMISSIONER.

COMMISSIONER.

Muskogee, Indian Territory,

APR 29 1903

COPY.

Choctaw-93

BY.

Muskogee, Indian Territory, April 29, 1903.

Robert L. Eaton,

Roff, Indian Territory.

Dear Sir:

Inclosed herewith you will find a copy of the decision of the Commission, rendered April 29, 1903, granting your application for enrollment as a citizen by intermarriage of the Choctaw Nation.

The attorneys for the Choctaw and Chickasaw Nations have been furnished a copy of this decision and have been allowed fifteen days from this date within which to file protest against the action of the Commission in enrolling you as a citizen of the Choctaw Nation. If at the expiration of that time, no protest has been filed, your name will be placed upon the final rolls of the citizens of the Choctaw Nation to be submitted to the Secretary of the Interior for his approval.

Respectfully,

(SIGNED)

Tams Bixby.
Chairman.

Registered.

Enc. HOH 26.

Choctaw-93

COPY.

Muskogee, Indian Territory, April 29, 1903.

Mansfield, McMurray & Cornish,

Attorneys for the Choctaw and Chickasaw Nations,

South McAlester, Indian Territory.

Gentlemen:

Inclosed herewith you will find a copy of the decision of the Commission, rendered April 29, 1903, granting the application of Robert L. Eaton for enrollment as a citizen by intermarriage of the Choctaw Nation.

You are hereby advised that you will be allowed fifteen days from this date within which to file protest against the action of the Commission in enrolling the applicant herein as a citizen of the Choctaw Nation. If at the expiration of that time, no protest has been filed, the name of the applicant will be placed upon the final rolls of the citizens of the Choctaw Nation to be submitted to the Secretary of the Interior for his approval.

Respectfully, (SIGNED)

Tams Bixby.

Chairman.

Registered.

Enc. HGH 26a.

CHOCTAW.

20

INDEXED

IN RE

Application for Enrollment of

INFANT CHILD

Seminie Eaton

as a citizen of

Choctaw Nation.

Approved, SEP 18 1901 190

Commissioner.

DEPARTMENT OF THE INTERIOR.
COMMISSION TO THE FIVE CIVILIZED TRIBES.
FILED
SEP 18 1901

ACTING CHAIRMAN.

CHOCTAW. 93

DEPARTMENT OF THE INTERIOR,

COMMISSION TO THE FIVE CIVILIZED TRIBES.

IN RE Application for Enrollment, as a citizen of the Chacktaw Nation, of Simmie Eaton (Here insert name of child), born on the 4 day of Aug, 1901

Name of Father: R L Eaton, a citizen of the Chacktaw Nation.

Name of Mother: Bell Clementine Eaton, a citizen of the Chacktaw Nation.

Post-office, Roff Indian Territory

AFFIDAVIT OF MOTHER.

UNITED STATES OF AMERICA,
INDIAN TERRITORY,
District.

I, Bell Clementine Eaton, on oath state that I am years of age and a citizen, by blood, of the Chacktaw Nation; that I am the lawful wife of R L Eaton, who is a citizen, by Marriage, of the Chacktaw Nation; that a Female (male or female.) child was born to me on the 4 day of Aug 1901; that said child has been named Simmie Eaton, and is now living.

Bell Clementine Eaton

WITNESSES TO MARK

(Must be Two Witnesses) H. O. Bishop
[illegible]

Subscribed and sworn to before me this 9 *day of* Sept 1901.

A. Maxey
NOTARY PUBLIC.

AFFIDAVIT OF ATTENDING PHYSICIAN, OR MIDWIFE.

UNITED STATES OF AMERICA,
INDIAN TERRITORY,
District.

I, Charles E. Logan, a Physician, on oath state that I attended on Mrs. Bell C. Eaton, wife of R. L. Eaton, on the 4 day of August, 1901; that there was born to her on said date a Female (male or female.) child; that said child is now living and is said to have been named Simmie, Eaton.

Charles E. Logan M.D.

WITNESSES TO MARK:

(Must be Two Witnesses)

Subscribed and sworn to before me this 14 *day of* Sept 1901.

Lou Gilmore
NOTARY PUBLIC.

94 Hampton Burris et al Granted Choc

7-94.

Department of the Interior,
Commission to the Five Civilized Tribes.
Atoka, I. T., March 13, 1903.

In the matter of the application of Rebecca Burris for enrollment as an intermarried citizen of the Choctaw Nation.

Rebecca Burris being duly sworn testifies as follows:

Examination by the Commission.

Q What is your name? A Rebecca Burris.
Q How old are you? A Twenty-five.
Q What is your post office address? A Newburg.
Q What Nation is that in? A Choctaw.
Q How long have you resided in the Choctaw Nation? A 14 years.
Q Have you lived here continuously for the past 14 years? A
A Yes sir.
Q Never made your home outside of the Nation during that time?
A No sir.
Q Are you a white woman? A Yes sir.
Q Do you claim the right to enrollment as an intermarried citizen of the Choctaw Nation? A Yes sir.
Q What is the name of your Choctaw husband through whom you claim this right? A Hampton Burris.
Q Is he a recognized and enrolled citizen by blood of the Choctaw Nation? A Yes sir.
Q When were you married to this man? A August 31st, '93.
Q Where was this marriage ceremony performed? A At the home of C. C. Atwood.
Q In the Choctaw Nation? A Yes sir.
Q At that time were both you and yourhusband living in the Choctaw Nation? A Yes sir.
Q Who performed the marriage ceremony? A Gilmore.
Q A ministerof the gospel? A Yes sir.
Q Were you ever married before your marriage to Hampton Burris?
A No sir.
Q Was he ever married before his marriage to you? A No sir.
Q Since your marriage have you lived together continuously as husband and wife up to the present time? A Yes sir.
Q There has been no separation of any kind whatsoever? A No sir.
Q Are you at present living together as actual and bona fide residents of the Choctaw Nation? A We are.

W. H. Martin being duly sworn on oath states that as stenographer to the Commission to the Five Civilized Tribes he recorded in full the above proceedings at Atoka, Indian Territory, on the 13th day of March, 1903, and that the within and foregoing is a full, true, and correct transcript ofhis stenographic notes in the same.

W H Martin

Subscribed and sworn to before me this 30 day of March, 1903.

Charles M. Sawyer

Notary Public.

7-94.

DEPARTMENT OF THE INTERIOR,
COMMISSION TO THE FIVE CIVILIZED TRIBES.

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In the matter of the application for the enrollment of Rebecca Burris as a citizen by intermarriage of the Choctaw Nation.

D E C I S I O N

It appears from the record herein that Rebecca Burris (nee Sparks), on August 31, 1893, was lawfully married to Hampton Burris, a recognized and enrolled citizen by blood of the Choctaw Nation, whose name appears as number 181 upon the lists prepared by this Commission under the act of Congress approved July 1,1902 (32 Stat., 641), of persons entitled to enrollment as citizens by blood of the Choctaw Nation and approved by the Secretary of the Interior on December 12, 1902; that at the time of said marriage both persons above mentioned were residents in good faith of the Choctaw Nation, and that they lived together continuously in said Nation as husband and wife from the date of said marriage up to and including September 25, 1902.

It is, therefore, the opinion of this Commission that Rebecca Burris should be enrolled as a citizen by intermarriage of the Choctaw Nation in accordance with the provisions of the acts of Congress approved June 28, 1898 (30 Stat., 495) and July 1, 1902 (32 Stat., 641), and it is so ordered.

COMMISSION TO THE FIVE CIVILIZED TRIBES.

Chairman.

Commissioner.

Commissioner.

Commissioner.

Muskogee, Indian Territory,

MAY 28 1904

Cole Springs, I.T. Aug. 23th, 1890.

This is to certify that Brother John T. Gilmore is a regular ordained Elder of the Christian Church and that by our regulations has the authority to perform the rites of matrimony.

Official Elder,

M.P. Donaghey.

Filed for record and recorded this 25th Aug. 1890.

United States of America,
Central District,
Indian--------Territory.

I, E.J. Fannin, Clerk of the United States Court in and for the Central District of the Indian Territory, do hereby certify that the above and foregoing is a true copy of the Credentials of John P. Gilmore, as they appear in Book A page 34 Record of Official Credentials.

In Witness Whereof, I have hereunto set my hand and affixed xx the seal of said Court at South McAlester, this the 20th. day of July, 1903.

E.J. Fannin, Clerk.

By W C Donnelly Deputy.

DEPARTMENT OF THE
COMMISSION TO THE FIVE CIVILIZED TRIBES
FILED
JUL 25 1902
CHAIRMAN.

Return this

MISSION TO THE
FILED
JUL 25 1903

Return to this

Certificate of Marriage.

United States of America. } I John. T. Gilmore,
The Indian Territory. } an Elder of the Christian Church.
Central District. }

do hereby that on the 31 day of August 1893 I did duly and according to Law, did solemnize the rites and Publish the Bonds of Matrimony between the parties therein named, Mr Hampton Burris a Choctaw Indian by blood.

Miss Rebecca Starks a white American citizen,

Witness my hand this the 31 day of August 1893.

My credentials are recorded in the office of the Clerk of the United States Court in the Indian Territory, Central District.

Book A Page 34

John. T. Gilmore
an Elder of the Christian Church.

Witness.

L. L. Atwood

Matty Atwood

7-94

Certificate of Marriage.

U. S. of A.
Western Judicial
Central District } ss I J. F. Gilmore
an Eld of Christian Church

Do hereby certify that on the 30 day of July 1892.
I did duly and according to law consummated in
the foregoing License. Solemnize the Rite
and publish the Bans of Matrimony between
the Parties therein named.

Witness my hand this 30 day of July 1892
My Credentials are Recorded in the Office
of the Clerk of the United States Court in
the Said Wes. Central District

Book G. Page 84.

John F. Gilmore

An Elder of the Christian Church.

COMMISSIONERS
HENRY L. DAWES,
TAMS BIXBY,
THOMAS B. NEEDLES,
C. R. BRECKINRIDGE

ALLISON L. AYLESWORTH,
SECRETARY

DEPARTMENT OF THE INTERIOR,
COMMISSION TO THE FIVE CIVILIZED TRIBES.

Muskogee, Indian Territory, July 21, 1900.

Mr. Hampton Burris,
Newburg, Indian Territory,

Dear Sir:

The Commission will open a Land Office at Atoka in the Choctaw Nation some time during the month of September, 1900, at which time and place Choctaws and Chickasaws may make preliminary selections of their homestead allotments. Before this time, it is desired that you furnish the Commission with either the original or a certified copy of the marriage license and certificate under which you were married to Rebecca Burris, your wife. If you cannot procure either the original or a certified copy of the marriage license the Commission will accept the affidavits of two disinterested parties who were present at your marriage as evidence of the same. It will be necessary to have this proof furnished before she can be allowed to select her allotment. There is inclosed you herewith an envelope for reply which requires no postage. Please answer on this sheet.

Yours truly,

Env.
7-94

Acting Chairman.

Choctaw 94

Muskogee, Indian Territory, May 28, 1904.

Rebecca Burris,

Newburg, Indian Territory,

Dear Madam:

Inclosed herewith you will find a copy of the decision of the Commission to the Five Civilized Tribes, rendered May 28, 1904, granting your application for enrollment as a citizen by intermarriage of the Choctaw Nation.

The attorneys for the Choctaw and Chickasaw Nations have been furnished a copy of this decision and have been allowed fifteen days from the date hereof within which to file protest against the action of the Commission in enrolling you as a citizen of the Choctaw Nation. If at the expiration of said time no protest has been filed, your name will be placed upon the final rolls of the citizens of the Choctaw Nation to be submitted to the Secretary of the Interior for his approval.

Respectfully,

Chairman.

Registered.
Incl. 7-94.

Choctaw 94

Muskogee, Indian Territory, May 28, 1904.

J. M. Humphreys,

Attorney at Law,

Atoka, Indian Territory,

Dear Sir:

You are hereby advised that the Commission to the Five Civilized Tribes, on May 28, 1904, rendered its decision granting the application of Rebecca Burris for enrollment as a citizen by intermarriage of the Choctaw Nation.

The attorneys for the Choctaw and Chickasaw Nations have been furnished a copy of said decision and have been allowed fifteen days from the date hereof within which to file protest against the action of the Commission in enrolling said Rebecca Burris as a citizen of the Choctaw Nation. If at the expiration of said time no protest has been filed, her name will be placed upon the final rolls of the citizens of the Choctaw Nation to be submitted to the Secretary of the Interior for his approval.

Respectfully,

Chairman.

Registered.

Choctaw 94

Muskogee, Indian Territory, May 28, 1904.

Mansfield, McMurray & Cornish,

Attorneys for Choctaw and Chickasaw Nations,

South McAlester, Indian Territory,

Gentlemen:

Inclosed herewith you will find a copy of the decision of this Commission, rendered May 28, 1904, granting the application for the enrollment of Rebecca Burris as a citizen by intermarriage of the Choctaw Nation.

You are hereby advised that you will be allowed fifteen days from the date hereof within which to file protest against the action of the Commission in enrolling said Rebecca Burris as a citizen of the Choctaw Nation. If at the expiration of said time no protest has been filed, her name will be placed upon the final rolls of the citizens of the Choctaw Nation to be submitted to the Secretary of the Interior for his approval.

Respectfully,

Chairman.

Registered.

Incl. 7-94.

95	F. P.	Mc menamin et al	Granted	Choc

DEPARTMENT OF THE INTERIOR,

COMMISSION TO THE FIVE CIVILIZED TRIBES.

The record in the matter of the application for the enrollment as a citizen by intermarriage of the Choctaw Nation of

LAURA LEE McMENAMIN - - Choctaw-95.

88888888888

Office of the County Judge, August 31st, 1896 Pontotoc County, Chickasaw Nation.

Know all men by these presents, that I, Reuben Carney, County and Probate Judge of Pontotoc County, Chickasaw Nation, do this day and date above written, grant and issue Marriage License unto Mr. Francis P. McMinamen, a citizen of the Choctaw Nation, now living at Washita Post Office, Chickasaw Nation, Indian Territory, to marry Miss Laura Lee Huddleston a United States Citizen, the law in regard to marriages between United States citizens and Chickasaw tribe of Indians being fully complied with.

Given under my hand this the 31st day of August, 1896.

Reuben Carney.
County and Probate Judge of Pontotoc County, Chickasaw Nation.

Attest:
George Colbert, County Clerk.

This is to certify that I, M.L.Butler a Minister of the Gospel in the M.E. Church South, did on the 2nd day of September 1896 perform the rite of matrimony between Francis P. McMinamen a citizen by blood of the Choctaw Nation and Miss Laura Lee Huddleston, a citizen of the United Staes, according to the laws of the Chickasaw Nation.

Given under my hand this the 2nd day of September, 1896.

Signed. M. L. Butler
A minister of the Gospel in the M.E. Church, South.

Witness: Mrs. Sallie Story.

My credentials are recorded in Central District, Book A. Page 7.

Indian Territory
Southern District

M.L.Butler being duly sworn says that I am a Minister of the Gospel in the M.E. Church, South, and I have this the 2nd day of September, 1896 performed the rite of matrimony between Francis P. McMinamen and Miss Laura Lee Huddleston, and that the above is a true and correct copy of their license, under the authority of which said marriage rite was performed, and is also a true and correct copy of my return of the same.

M. L. Butler

Subscribed and sworn to before me this the 2nd day of September, 1896

A. S. Hotchkin,
((SEAL)) Notary Public, Southern District, I.T.

DEPARTMENT OF THE INTERIOR,
Commission to the Five Civilized Tribes,
MUSKOGEE, I. T., MARCH 5, 1903.

----o----

I, A.L.Irvine, being first duly sworn, state that as stenographer to the Commission to the Five Civilized Tribes I made the foregoing copy of marriage license and certificate of Francis P. McMinamen and Laura Lee Huddleston, and that the same is a true and correct copy of the original on file with the said Commission, in Choctaw citizenship case No. 1327.

A. L. Irvine.

Subscribed and sworn to before me this 5th day of March, 1903.

Notary Public.

Department of the Interior,
Commission to the Five Civilized Tribes.
Pauls Valley, I. T., October 24, 1902.

In the matter of the application for enrollment as a citizen by intermarriage of the Choctaw Nation of Laura Lee McMenamin.

F. P. McMenamin being duly sworn testifies with reference to this application as follows:

Examination by the Commission.

Q What is your name? A Francis Patrick McMenamin, F. P. is the way I sign my name.
Q How old are you? A 34 yearsold.
Q What is your post office address? A Wynnewood.
Q Are you a citizen by blood of the Choctaw Nation? A Yes sir.
Q Always been recognized by the tribal authorities as such? A Yes sir.
Q Your rights have never in any manner been questioned? A No sir.
Q Have you always lived in the Chickasaw Nation? A Yes sir.
Q Born here? A Yes sir.
Q You are married to a white woman? A Yes sir.
Q She is a claimant for enrollment as an intermarried citizen of the Choctaw Nation? A Yes sir.
Q What is her name? A Laura Lee Huddleston.
Q When were you married to her? A In 1893, then I afterwards married her in 1896.
Q Were you ever married prior to your marriage in 1893? A No sir.
Q Was she ever married prior to her marriage to you? A No sir.
Q Were you married under a United States license in 1893? A Yes sir.
Q And you subsequently marriedher under a Chickasaw license? A Yes sir.
Q When was that? A In 1896, August, 1896, I think.
Q After you married her under Chickasaw license did you make application to the Dawes Commission for her admission as an intermarried citizen? A Yes sir.
Q And was she admitted? A Yes sir.
Q Have you since your marriage in 1893 lived with her continuously? A Yes sir.
Q Been no separation, desertion or divorce? A No sir.
Q You and this woman are now living togetheras man dna wife in the Chickasaw Nation, and are actual bona fide residents? A No sir, she is in Texas now for treatment; we live together

as man and wife.
Q How long has she been in Texas? A Since Friday.
Q Just there for medical attention? A Yes sir.
Q You say she has only been there a few days? A Yes sir.

W. H. Martin bei g duly sworn on oath states that as stenographer to the Commission to the Five Civilized Tribes he recorded in full the above proceedings at Pauls Valley, I. T., on the 24th day of October, 19 02, and that the within and foregoing is a full true and corredt transcript of his stenographic notes in the same.

W H Martin

Subscribed and sworn to before me this 24 day of October, 1902.

C A Hamm

Notary Public.

RMW.
GDR.

7 - 95.

DEPARTMENT OF THE INTERIOR,
COMMISSION TO THE FIVE CIVILIZED TRIBES.

--:o:--

In the matter of the application for the enrollment of Laura Lee McMenamin as a citizen by intermarriage of the Choctaw Nation.

DECISION

It appears from the record herein that Laura Lee McMenamin on September 2, 1896, was married in accordance with the laws, customs and usages of the Chickasaw Nation to F. P. McMenamin, a recognized and enrolled citizen by blood of the Choctaw Nation, whose name appears as No. 183 upon the lists prepared by this Commission under the Act of Congress approved July 1, 1902 (32 Stats., 641) of persons entitled to enrollment as citizens by blood of the Choctaw Nation and approved by the Secretary of the Interior on December 12, 1902; that at the time of said marriage both persons above mentioned were residents in good faith of the Chickasaw Nation, and that they have lived together continuously in Indian Territory as husband and wife from the date of said marriage up to and including September 25, 1902.

It further appears from the records in the possession of the Commission that on September 9, 1896, in a case entitled "Laura L. McMinamen and Michael M. McMinamen vs. Choctaw Nation", 1896 Choctaw Citizenship Docket, Case No. 1327, application was made to the Commission under the provisions of the Act of Congress approved June 10, 1896 (29 Stats., 321) for the admission of the applicant herein to citizenship in the Choctaw Nation, by reason of her marriage to the said F. P. McMenamin; that on December 8, 1896, the applicant herein was admitted to citizenship in the Choctaw Nation by this Commission, and that no appeal was taken from said decision.

It is, therefore, the opinion of this Commission that Laura Lee McMenamin should be enrolled as a citizen by intermarriage of the Choctaw Nation under the provisions of the Acts of Congress approved June 28, 1898 (30 Stats., 495), and July 1, 1902 (32 Stats., 641), and it is so ordered.

COMMISSION TO THE FIVE CIVILIZED TRIBES,

Chairman.

COMMISSIONER

C. R. Breckinridge.
COMMISSIONER.

Muskogee, Indian Territory,

APR 29 1903

Choctaw-95

COP

Muskogee, Indian Territory, April 29, 1903.

Laura Lee McMenamin,

Wynnewood, Indian Territory.

Dear Madam:

Inclosed herewith you will find a copy of the decision of the Commission, rendered April 29, 1903, granting your application for enrollment as a citizen by intermarriage of the Choctaw Nation.

The attorneys for the Choctaw and Chickasaw Nations have been furnished a copy of this decision and have been allowed fifteen days from this date within which to file protest against the action of the Commission in enrolling you as a citizen of the Choctaw Nation. If at the expiration of that time, no protest has been filed, your name will be placed upon the final rolls of the citizens of the Choctaw Nation to be submitted to the Secretary of the Interior for his approval.

Respectfully, (SIGNED)

Tams Bixby.
Chairman.

Registered.

Enc. HGH 29.

Choctaw-95

COPY.

Muskogee, Indian Territory, April 29, 1903.

Mansfield, McMurray & Cornish,

Attorneys for the Choctaw and Chickasaw Nations,

South McAlester, Indian Territory.

Gentlemen:

Inclosed herewith you will find a copy of the decision of the Commission, rendered April 29, 1903, granting the application of Laura Lee McKenamin for enrollment as a citizen by intermarriage of the Choctaw Nation.

You are hereby advised that you will be allowed fifteen days from this date within which to file protest against the action of the Commission in enrolling the applicant herein as a citizen of the Choctaw Nation. If at the expiration of that time, no protest has been filed, the name of the applicant will be placed upon the final rolls of the citizens of the Choctaw Nation to be submitted to the Secretary of the Interior for his approval.

Respectfully,

(SIGNED)

Tams Bixby.

Chairman.

Registered.

Enc. HCW 29a.

CHOCTAW. 20

IN RE

Application for Enrollment of

INFANT CHILD

Mary Elizabeth McMenamin

as a citizen of the

Choctaw Nation.

Approved, AUG 18 1900 1900

Commissioner.

COMMISSION TO THE FIVE CIVILIZED TRIBES
FILED
AUG 18 1900

CHOCTAW.

Department of the Interior.

COMMISSION TO THE FIVE CIVILIZED TRIBES.

IN RE Application for Enrollment, as a citizen of the Choctaw Nation,
of Mary Elizabeth McMenamin, born on the 19 day of November, 1896
(Here insert name of child.)
Name of Father Francis Patrick McMenamin, a citizen of the Choctaw Nation.
Name of Mother Laura Lee McMenamin, a citizen of the Choctaw Nation.
Postoffice, Wynnewood, Ind. Ter.

AFFIDAVIT OF MOTHER.

UNITED STATES OF AMERICA,
INDIAN TERRITORY.
Southern District.

I, Laura L McMenamin, on oath state that I am 28 years of age and a citizen, by marriage, of the Choctaw Nation; that I am the lawful wife of Francis Patrick McMenamin, who is a citizen, by blood, of the Choctaw Nation; that a female (male or female) child was born to me on the 19 day of November, 1896; that said child has been named Mary Elizabeth McMenamin, and is now living.

Laura Lee McMenamin.

WITNESSES TO MARK:

(Must be Two Witnesses)

Subscribed and sworn to before me this 4 day of August 1900

David Williams
NOTARY PUBLIC

AFFIDAVIT OF ATTENDING PHYSICIAN, ~~OR MIDWIFE~~.

UNITED STATES OF AMERICA,
~~State of Texas~~ INDIAN TERRITORY.
~~County of Hamilton~~ ~~District.~~

I, J. A. Murphy, a Physician, on oath state that I attended on Mrs. ~~Mary~~ Laura L. McMenamin, wife of Francis Patrick McMenamin on the 19th day of November, 1896; that there was born to her on said date a Female (male or female) child; that said child is now living and is said to have been named Mary Elizabeth McMenamin.

J. A. Murphy M. D.

WITNESSES TO MARK:

(Must be Two Witnesses)

Subscribed and sworn to before me this 6 day of Aug. 1900

J. C. Rodgers
~~Notary Public~~ NOTARY PUBLIC.
Hamilton Co., Tex.

N. 6365

Choctaw

~~F. P. McMe~~.

F. P. McMenamin.

age 30

C C R. No 2 page 375

Chickasaw Dist.

Choctaw Residing in Chickasaw Dist.

Wife - Laura Lee.

Marriage license and certificate in Office Dawes Com. Case No 1327

admitted by Dawes Com.

Case No 1327

on Roll Levine L.

~~C. C. R. No 2~~

Choc. Int Roll page 77

Choctaw Residing in Chick Dist

OK Brixey

Wynneward 15

APPLICATION FOR ENROLLMENT.

To the Hon.H.L.Dawes,F.C.Armstrong,A.S.McKennon, A.B.Montgomery,and Tams Bixby,United States Commissioners to the Five Civilized Tribes:-

The undersigned petitioner,Laura L.McMenamin,makes this application to you for the purpose of having her daughter,Mary E McMenamin enrolled as a citizen of the Chactaw Nation.

Your petitioner states that her daughter,Mary E.McMenamin,for whom this application is made,was born on the 19th. day od November,1895, in the Chickasaw Nation Ind. Ter. and is now living with herin said nation about six miles south of the town of Wynnewood I.T.

Your petitioner further states that she is an intermarried citizen of the Choctaw Nation, and is the lawful wife of F.P.McMenamin,a recognised citizen of the Choctaw Nation by blood,and that she was legally married to said F.P.McMenamin according to the laws of the Chickasaw Nation and that in September, 1896, she made application to your Honorable Commission for enrollment as a citizen of said nation;that said applecatio was styled Laura L. .cMenamin vs. Choctaw Nation, and that she was enrolled by your Honorable Commissionas shown by the letter notifying of the allowance of said petition,hereto attached and marked exhibit "A" and made a part of this petition.

Wherefore petitioner prays that her said daughter Mary E. McMenamin be enrolled as a member of the Choctaw Tribe of Indians,and that she be entitled to all the rights and privileges of a Choctaw Indian, and for all other proper relief.

Laura L. McMenamin says that she believes that the statements of the foregoing petition are true and correct.

Subscribed and sworn to before me,this ...day of August,1897.

.....
Notary Public.

SOUTHERN dISTRICT) |
| F.P.McMenamin,first being duly sworn,deposes and says that he is a resident of the Chickasaw Nation and a recognised member of the Choctaw Tribe of
INDIAN TERRITORY | Indians ,by blood;that Laur L. McMenamin is his lawful and wedded wife with whom he is now living;that Mary E.McMenamin is his daughter,born in lawful wedlock, by his said wife,Laura L. McMenamin.

F.P.McMenamin

Subscribed and sworn to befors me, this 13th day of August,1897.

Notary Public.

DEPARTMENT OF THE INTERIOR,

Commission to the Five Civilized Tribes.

~~Tuscaloosa~~ CB Kern Inc

Laura L McMinamen

VS. NO. 1327

CHOCTAW

Nation.

FT SMITH ARK DEC 3RD

VINITA, IND. TER., 1896.

SIR:

In compliance with the provisions of Act of Congress, Approved June 10, 1896, the Commission to the Five Civilized Tribes has considered this application, with proof, and the same has been **GRANTED** by the Commission.

Respectfully,

H. M. JACOWAY, JR.,

Secretary.

Indian Territory

REGISTRY RECEIPT.

Post Office at Wynne Wood I. T.

Registered Letter / Parcel No. 42 Rec'd May 13 1897

of [illegible]

[illegible]

addressed to [illegible]

[illegible]

[illegible] P. M.

Indian Territory

Southern District.

J. T. Wheeler being duly sworn says that a true copy of the application and otherpapers hereto attached of Mary E. McMenamin~~s~~ for enrollment as a citizen of the Choctow Natiop was this day (Aug 13/1897) forwarded by regitered letter to Green McCurtain, Govenor of the Choctow Nation, at Tuskahoma, Ind. Ter., and that the registry receipt No. 42 .... hereto attached is a receipt from the post master at Wynnewood, Ind. Ter. for the same.

J. T. Wheeler

Subscribed and sworn to before me this the 18th day of August 1897.

Frank L. Robinson

Notary Public.

Southern

District

MARY E. McMENAMIN
VS.
CHOCTAW NATION.

Application for Enrollment
OF

Mary F. McMenamin, of Wynnewood,

Chickasaw Nation,

Ind. Ter.

FILED

AUG 17 1897

H. M. Jacoway.

Kean & Wheeler,

Att'ys for Appli.

CHOCTAW. 20

IN RE

Application for Enrollment of

INFANT CHILD

Roy Francis McMenamin

as a citizen of the

Choctaw Nation.

Approved, AUG 18 1900 1900

Commissioner.

COMMISSIONER

FILED

AUG 18 1900

CHOCTAW.

Department of the Interior,

COMMISSION TO THE FIVE CIVILIZED TRIBES.

IN RE Application for Enrollment, as a citizen of the Choctaw Nation, of Roy Francis McMenamin (Here insert name of child), born on the 20th day of July, 1898

Name of Father: Francis Patrick McMenamin, a citizen of the Choctaw Nation.

Name of Mother: Laura Lee McMenamin, a citizen of the Choctaw Nation.

Postoffice, Wynnewood Ind Ter

AFFIDAVIT OF MOTHER.

UNITED STATES OF AMERICA, INDIAN TERRITORY. Southern District.

I, Laura Lee McMenamin, on oath state that I am 28 years of age and a citizen, by marriage, of the Choctaw Nation; that I am the lawful wife of Francis Patrick McMenamin, who is a citizen, by blood, of the Choctaw Nation; that a male (male or female) child was born to me on the 20th day of July, 1898; that said child has been named Roy Francis McMenamin, and is now living.

Laura Lee McMenamin.

WITNESSES TO MARK:

(Must be Two Witnesses)

Subscribed and sworn to before me this 4 day of August 1900

David Williams
NOTARY PUBLIC

AFFIDAVIT OF ATTENDING PHYSICIAN, OR MIDWIFE.

UNITED STATES OF AMERICA, INDIAN TERRITORY. Southern District.

I, B. F. Loring, a Physician, on oath state that I attended on Mrs. Laura L. McMenamin, wife of Francis P. McMenamin, on the 20th day of July, 1898; that there was born to her on said date a male (male or female) child; that said child is now living and is said to have been named Roy Francis McMenamin.

B. F. Loring M.D.

WITNESSES TO MARK:

(Must be Two Witnesses)

Subscribed and sworn to before me this 4 day of August 1900

David Williams
NOTARY PUBLIC

96 William Riddle et al Choc

DEPARTMENT OF THE INTERIOR,

COMMISSION TO THE FIVE CIVILIZED TRIBES.

The record in the matter of the application for the enrollment as a citizen by intermarriage of the Choctaw Nation of--

HENRIETTA RIDDLE, 7-96.

Department of the Interior
Commission to the Five Civilized Tribes
Pauls Valley, I.T. October 21,1902.

Choctaw 96.

In the matter of the application for enrollment as a citizen by intermarriage of the Choctaw Nation of Henrietta Riddle.

William Riddle being first duly sworn testified as follows:

Examination by the Commission

Q What is your name? A William Riddle.
Q How old are you Mr. Riddle? A About forty-eight.
Q What is your post office address? A Robberson.
Q Chickasaw Nation? A Yes, sir.
Q How long have you lived in the Chickasaw Nation? A About twenty years.
Q You have lived here continuously for the past twenty years? A No; I went back to the Choctaw Nation for about seven months.
Q You are a citizen by blood of the Choctaw Nation? A Yes, sir.
Q Are you married? A Yes, sir.
Q Is your wife living? A Yes, sir.
Q What is her name? A Henrietta Hill.
Q She is a white woman? A Yes, sir.
Q An applicant for enrollment as an intermarried citizen of the Choctaw Nation? A Yes, sir.
Q She claims her rig ts through her marriage to you ? A Yes, sir.
Q Were you ever married before your marriage to her? A No,,sir.
Q Was she ever married before her marriage to you? A No,,sir.
Q When were you married to her? A About ninteen years ago,-past.
Q You remember the year in which you were married? A Abotu '83,--ninteen years ago last July.
Q Where did you live when you married this woman? A Here in the Chickasaw Nation.
Q Howlong had you been living here then? A About a year I guess.
Q Where was she living at that time? A Here in the Nation.
Q How long had she been living here? A About one or two years I think.
Q Was she ever called Etta? A Yes; some call her Etta.
Q But her full given name is Henrietta? A Yes, sir.
Q Had you moved over here and made this your permanent home before you married her? A No, sir; I had never moved, I was only working out here.
Q Did you have a home over in the Choctaw Nation when you married her? A I did not have a permanent home anywhere.
Q What County in the Choctaw Nation were you from over here? A In Blue County; I was born at Skullyville.
Q You married this woman under a Choctaw license? A Yes, sir.
Q Did you pay anything for that license? A No, sir; I did not pay anything for it. My uncle was an officier at that time and he just knocked it off.
Q Who married you? A A preacher by the name of Brock.
Q As a matter of fact you did not get a license at all? A Yes; I got a license, the Commission has the license.

#2

Q Your wife had never lived in the Choctaw Nation when you married her? A No, sir.
Q You had been away from there about a year? A Yes; may be a little longer than that.
Q Did you have any personal property over there at that time? A No sir.
Q Moved everything you had over here? A Yes, sir.
Q Have you and this woman lived together as husband and wife continuously since your marriage in '83? A Yes, sir
Q You are now living together as husband and wife in the Chickasaw Nation? A Yes, sir.
Q You were never married to her under a Chickasaw license? A No, sir.

G. Rosenwinkel being duly sworn on his oath states that as stenographer to the Commission to the Five Civilized Tribes he reported in full all the proceedings had in the above entitled cause on October 21,1902, and that the above and foregoing is a full, true and correct transcript of his stenographic notes in said cause on said date.

G Rosenwinkel

Subscribed and sworn to before me this 25 day of November 1902.

Charles Hetawyer
Notary Public.

Next

[illegible] at [illegible] Riddle

[illegible]

[illegible]

Bene [illegible] C.O.

This is to Certify that [illegible]

hereby recorded [illegible]

Given under my [illegible] this [illegible] 1883

[illegible]

[illegible] C.O.

Choctaw Nation Blue County

To whome these presents may come, Greeting Know Ye, That William Riddle have this day to the undersigned authority made application for license for the express purpose of being united in the holy bond of matrimony betweenhim=self and Miss Etta McCarty a Citizen of the United States and She having Complied with the law of said Nation therefore license be and is hereby granted for the purpose above mentioned

Given this the 23d day of July A. D. 1883

G. W. Gardner
County & Probate Judge
Blue Co. C. N.

Recorded in the Circuit's office
This 4 of Jany 1883 Henry Byington = Clerk

7 - 96.

DEPARTMENT OF THE INTERIOR,
COMMISSION TO THE FIVE CIVILIZED TRIBES.

In the matter of the application for the enrollment of Henrietta Riddle as a citizen by intermarriage of the Choctaw Nation.

DECISION.

It appears from the record herein that Henrietta Riddle (nee McCarty), on July 25, 1883, was lawfully married to William Riddle, a recognized and enrolled citizen by blood of the Choctaw Nation, whose name appears as No. 184 upon the lists prepared by this Commission under the act of Congress approved July 1, 1902, (32 Stat., 641) of persons entitled to enrollment as citizens by blood of the Choctaw Nation and approved by the Secretary of the Interior December 12, 1902; that at the time of said marriage the said William Riddle was a resident of the Choctaw Nation and the applicant herein was a resident of the Chickasaw Nation and that they lived together continuously in Indian Territory as husband and wife from the date of said marriage up to and including September 25, 1902.

It is, therefore, the opinion of this Commission that Henrietta Riddle should be enrolled as a citizen by intermarriage of the Choctaw Nation, in accordance with the provisions of the acts of Congress approved June 28, 1898, (30 Stat., 495) and July 1, 1902, (32 Stat., 641), and it is so ordered.

COMMISSION TO THE FIVE CIVILIZED TRIBES,

Chairman.

Commissioner.

C. R. Breckinridge
Commissioner.

W. E. Hurley
Commissioner.

Muskogee, Indian Territory,
MAR 15 1904

Choctaw 96

COPY.

Muskogee, Indian Territory. March 29, 1904.

Henriotta Riddle,

Roberson, Indian Territory.

Dear Madam:

Enclosed herewith you will find a copy of the decision of the Commission granting the application for your enrollment as a citizen by intermarriage of the Choctaw Nation.

The attorneys for the Choctaw and Chickasaw Nations have been furnished a copy of the decision and have been allowed fifteen days from the date of this notice within which to file protest against the action of the Commission in enrolling you as a citizen of the Choctaw Nation. If, at the expiration of that time, no protest has been filed, your name will be placed upon the final rolls of the citizens of the Choctaw Nation to be submitted to the Secretary of the Interior for his approval.

Respectfully,

(SIGNED) T. B. Needles.

Commissioner in Charge.

Registered.
enc.: 7-96.

Choctaw 96

COPY.

Muskogee, Indian Territory, March 29, 1904.

Mansfield, McMurray & Cornish,

Attorneys for the Choctaw and Chickasaw Nations,

South McAlester, Indian Territory.

Gentlemen:

Enclosed herewith you will find a copy of the decision of the Commission granting the application for the enrollment of Henrietta Riddle as a citizen by intermarriage of the Choctaw Nation.

You are hereby advised that you will be allowed fifteen days from the date of this notice within which to file protest against the action of the Commission in enrolling the applicant herein as a citizen of the Choctaw Nation. If, at the expiration of that time, no protest has been filed, her name will be placed upon the final rolls of the citizens of the Choctaw Nation to be submitted to the Secretary of the Interior for his approval.

Respectfully,

(SIGNED) T. B. Needles.

Commissioner in Charge.

Registered.
Enc.: 7-96.

Choctaw

William Riddle
age 44

page 417 C.C.R. No 2
Choc. Residing Chick. Dist.

~~Robert - age 14 C.C.R. No 2~~

Ella age 13
on Roll Ellen

Mary Belle age 8
on Roll Mary

Arthur Lee
on Roll Arthur 6 / 96

Chestaws Residing in Chick Dist

OK Bridge

Robt Riddle

age 14

Choctaw Residency in Cherk Dist.

Page 50 No 477
C. Pay Roll. No 3.

Place on card Wm Riddle.

ok Bixby /96/

IN RE

Application for Enrollment of

INFANT ~~CHILD~~ children.

Larry and Sally Riddle

As a citizen of the

Choctaw Nation.

Approved ..... 1...

Commissioner.

Department of the Interior.

COMMISSION TO THE FIVE CIVILIZED TRIBES.

IN RE Application for Enrollment, as a citizen of the Chocktaw Nation,

of Carry and Calley Riddle born on the 28th day of September 1899.

Name of father: W. M. Riddle, a citizen of the Chocktaw Nation.

Name of mother: Henritta Riddle, a citizen of the Chocktaw Nation.

Post Office: Tussy Ind. Ter.

AFFIDAVIT OF MOTHER.

UNITED STATES OF AMERICA,
INDIAN TERRITORY,
Southern District.

I, Henritta Riddle, on oath, state that I am 36 years of age and a citizen, by Marriage, of the Chocktaw Nation; that I am the lawful wife of W. M. Riddle who is a citizen, by blood, of the Chocktaw Nation; that ~~a~~ two girl children ~~child~~ was born to me on the 28th day of Sept, 1899; that said ~~child~~ children has been named Carry and Calley, and is now living.

her
Henritta x Riddle
mark

Subscribed and sworn to before me this 17th day of October, 1899.

Thos. M. Anderson
Notary Public.

AFFIDAVIT OF ATTENDING PHYSICIAN, OR MIDWIFE.

UNITED STATES OF AMERICA,
INDIAN TERRITORY,
Southern District.

I, L E Abney, a mid wife, on oath, state that I attended on Mrs. Henritta Riddle, wife of W M Riddle on the 28th day of September, 1899; that there was born to her on said date 2 girl children ~~child~~; ~~that said child is now living and is said to have been named~~ Carry and Calley

L E Abney

Subscribed and sworn to before me this 17th day of October, 1899.

Thos. M. Anderson
Notary Public.

I

Choctaw 96.

Muskogee, Indian Territory, April 7, 1905.

William Riddle,

Wynnewood, Indian Territory.

Dear Sir:

Receipt is hereby acknowledged of your letter of March 28, enclosing the affidavits of Henrietta Riddle and J. I. Taylor to the birth of William H. Riddle, son of William and Henrietta Riddle, October 8, 1903; also the affidavits of Ella Riddle Perkins and J. I. Taylor to the birth of Archie Lee Perkins, son of Charlie A. and Ella Riddle Perkins, December 10, 1903, and the same have been filed with our records as applications for the enrollment of said children.

Respectfully,

Commissioner in Charge.

7-96

Muskogee, Indian Territory, June 18, 1906.

Charley A. Perkins,

Tussy, Indian Territory.

Dear Sir:

Receipt is hereby acknowledged of the affidavits of Ella Riddle Perkins and J. I. Taylor to the birth of William Hardin Perkins, child of Charley A. and Ella Riddle Perkins, January 18, 1906, and the same have been filed as an application for the enrollment of said child.

Respectfully,

Commissioner.

97 James W. Gardner et al choc

DEPARTMENT OF THE INTERIOR,

COMMISSION TO THE FIVE CIVILIZED TRIBES.

The record in the matter of the application for the enrollment as a citizen by intermarriage of the Choctaw Nation of--

EMELY GARDNER, 7-97.

7-97.

Department of the Interior,
Commission to the Five Civilized Tribes.
Atoka, I. T., March 11, 1903.

In the matterof the application of Emely Gardner for enrollment as an intermarried citizen of the Choctaw Nation.

Emely Gardner being duly sworn testifies as follows:

Examination by the Commission.

Q What is your name? A Emely Gardner.
Q How old are you? A Fifty-nine.
Q What is your post office address? A Wynnewood.
Q That is in the Chickasaw Nation? A Yes sir.
Q How long have you resided in the Chickasaw Nation? A Thirty-five years about.
Q Lived there continuously for the past thirty-five years? A Right close there; I have lived right there thirty-two, years, yes sir.
QQ Are you a white woman? A Yes sir.
Q Do you claim the right to enrollment as an intermarried citizen of the Choctaw Nation? A Yes sir.
Q What is the name of your Choctaw husband through whom you claim this right? A James W. Gardner.
Q Is he a recognized and enrolled citizen by blood of the Choctaw Nation? A Yes sir.
Q When were you married to him? A In 1870.
Q Where was this marriage ceremony performed? A In Pauls Valley.
Q At that time were both you and your husband living in the Chickasaw Nation? A Yes sir.
Q Who performed the marriage ceremony? A Parson Couch.
Q Were you ever married before your marriage to James W. Gardner? A Yes sir.
Q How many times? A one time.
Q What was the name of your first husband? A Lawson.
Q Was he dead at the time of your marriage to Mr Gardner. A Yes sir, he died during the Civil War.
Q Was James W. Gardner ever married previous to his marriage to you? A No sir.
Q Since your marriage have you lived together continuously as husband and wife up to the present time? A Yes sir.
Q There has been no separation of any kind whatever? A No sir.
Q You are at present living together as actual and bona fide residents of the Chickasaw Nation? A Yes sir.

W. H. Martin being duly sworn on oath states that as stenographer to the Commission to the Five Civilized Tribes he recorded in full the above proceedings on the 11th day of March, 1903, at Atoka, Indian Territory, and that the within and foregoing is a full, true, and correct transcript of his stenographic notes in the same.

W H Martin

Subscribed and sworn to before me this 30 day of March, 1903.

Charles N. Sawyer
Notary Public.

7-97

DEPARTMENT OF THE INTERIOR
COMMISSION TO THE FIVE CIVILIZED TRIBES.

FILED
JAN 1903

ACTING CHAIRMAN.

United states of America,)
)
Indian Territory,) SS
)
Southern District.)

On this day personally appeared before me, the undersigned authority, Zack Gardner and his wife, Lavinia Gardner, and who being first duly sworn, on oath depose and state that they are 75 and 65 years of age, respectively; that they are acquainted with J.W.Gardner, and his wife, Emily Gardner, who was formally Emily Lawson; that the said J.W.Gardner, and his wife, Emily Lawson, were married at the house of these affiants on the 28th day of September, A.D. 1870, by one _____ Couch, who is now dead, but who, at that time, resided near Pauls Valley, and who was a licensed minister of the gospel.

Affiants further state that the said J.W.Gardner, and his wife, Emily Gardner, have, ever since said date, resided together, to affiants personal knowledge, as husband and wife, and that they now so reside together as husband and wife at the town of Wynnewood, in the Southern District of the Indian Territory.

Zachariah Gardner
Lavinia Gardner

Subscribed and sworn to before me this the 15th day of December, 1902.

Dulm E. Taylor
Notary Public.

-7-97

DEPARTMENT OF THE INTERIOR,
COMMISSION TO THE FIVE CIVILIZED TRIBES.
FILED
JAN 3 1903

ACTING CHAIRMAN

I Will Haney do certify that it is my duty to keep the Records containing Marriages and Marriage Licens and do further certify that the Record containing the Marriage Licens of James W. Gardner and the Record wherein said Licens was Record were destroyed was on Record. In the office of Guy Teel during he was a clerk

Given under my hand and seal of office this 12 day of December 902

Will Haney
county clerk.
P.C.C.

7 - 97.

DEPARTMENT OF THE INTERIOR,
COMMISSION TO THE FIVE CIVILIZED TRIBES.

In the matter of the application for the enrollment of Emely Gardner as a citizen by intermarriage of the Choctaw Nation.

DECISION.

It appears from the record herein that Emely Gardner (formorly Lawson), on September 28, 1870, was lawfully married to James W. Gardner, a recognized and enrolled citizen by blood of the Choctaw Nation, whose name appears as No. 191 upon the lists prepared by this Commission under the act of Congress approved July 1, 1902, (32 Stat., 641) of persons entitled to enrollment as citizens by blood of the Choctaw Nation and approved by the Secretary of the Interior December 12, 1902; that at the time of said marriage both persons above mentioned were residents in good faith of the Chickasaw Nation and that they lived together continuously in said Nation as husband and wife from the date of said marriage up to and including September 25, 1902.

It is, therefore, the opinion of this Commission that Emely Gardner should be enrolled as a citizen by intermarriage of the Choctaw Nation, in accordance with the provisions of the acts of Congress approved June 28, 1898, (30 Stat., 495) and July 1,1902, (32 Stat., 641), and it is so ordered.

COMMISSION TO THE FIVE CIVILIZED TRIBES.

Chairman.

Commissioner.

Commissioner.

Commissioner.

Muskogee, Indian Territory,
DEC 10 1903

COPY.

Choctaw 97

Muskogee, Indian Territory, December 10, 1903.

Emely Gardner,

Wynnewood, Indian Territory.

Dear Madam:

Enclosed herewith you will find a copy of the decision of the Commission to the Five Civilized Tribes, rendered December 10, 1903, granting your application for enrollment as a citizen by intermarriage of the Choctaw Nation.

The attorneys for the Choctaw and Chickasaw Nations have been furnished a copy of this decision and have been allowed fifteen days from the date hereof in which to file protest against the action of the Commission in enrolling you as a citizen of the Choctaw Nation. If at the expiration of that time no protest has been filed, your name will be placed upon the final rolls of the citizens of the Choctaw Nation to be submitted to the Secretary of the Interior for his approval.

Respectfully,

(SIGNED)

Tams Bixby.

Chairman.

Registered.

Enc. 7-97.

Choctaw 97

Muskogee, Indian Territory, December 10, 1903.

Mansfield, McMurray & Cornish,

Attorneys for Choctaw and Chickasaw Nations,

South McAlester, Indian Territory.

Gentlemen:

Enclosed herewith you will find a copy of the decision of the Commission, rendered December 10, 1903, granting the application of Emely Gardner for enrollment as a citizen by intermarriage of the Choctaw Nation.

You are hereby advised that you will be allowed fifteen days from the date hereof in which to file protest against the action of the Commission in enrolling said Emely Gardner as a citizen of the Choctaw Nation. If at the expiration of that time no protest has been filed, her name will be placed upon the final rolls of the citizens of the Choctaw Nation to be submitted to the Secretary of the Interior for his approval.

Respectfully,

(SIGNED)

Chairman.

Registered.

Enc. 7-97.

Emely Gardner, 7-97.

It appears that the first act of the legislature of the Chickasaw Nation relating to marriages between citizens of the United States and the members of the tribe was passed on September 20, 1872. We have no copy of this act.

The next act upon this subject was passed by the Chickasaw legislature on September 25, 1875, which provided that unless marriages shall have been solemnized in accordance with the laws of the Chickasaw Nation, such marriages should not confer any right of citizenship upon the non-citizen.

The applicant in this case is a white woman and was married to James W. Gardner, a Choctaw by blood, and that at the time of their marriage both persons were residents of the Chickasaw Nation.

The Chickasaw legislature passed a remedial statute on October 12, 1876, entitled "An Act to legalize marriages, solemnized by licensed preachers". Section 1 thereof reads as follows:

> "Be it enacted by the legislature of the Chickasaw Nation That every marriage which has been solemnized by any (un) ordained licensed preacher within the limits of the Chickasaw Nation, before the passage of this act, is hereby legalized, and every child born in marriage, the offspring of it, is hereby declared to be legitimate, and shall be entitled to all the rights, priveleges and immunities thereof, just the same as if the marriage ceremony had been performed by any lawful judge of this Nation, or any ordained preacher of the gospel, as contemplated in the 4th section, specified in the preamble of this act."

I therefore think the applicant entitled to enrollment.

7-97

DEPARTMENT OF THE INTERIOR,
COMMISSION TO THE FIVE CIVILIZED TRIBES.
FILED
1905

ACTING CHAIRMAN

SOUTHERN DISTRICT §
INDIAN TERRITORY §

EMILY GARDNER, first being by me duly sworn deposes and says: My name is Emily Gardner, age 58; My maiden name was Cornwell, I was married to William Lawson on the 1st day of Oct 1859 My husband William Lawson subsequently died on the — day of July 1869 I remained a widow until 28th. day of September, 1879, on which date I was married to James W. Gardner, at the residence of Zack Gardner in Pauls Valley, I.T., Revt. E. Couch performing the cerimony.

Continuously since that time and at present I have and do reside with my husband the said James W. Gardner in the Chickasaw Nation near the present location of the town of Wynnewood.

her
Emily X Gardner
mark

Subscribed and sworn to before me this the 18th. day of Dec. 1902.

J. G. Wheeler
Notary public.

Affidavit of
J. A. Horner &
R. L. Baker

4-97

Indian Territory
Southern District } We, J A Hoover and R.L. Baker of Wynnewood, Ind Ter. On our oaths do declare and say that we are practicing Physicians of said town of Wynnewood I.T. and that on or about October 13 1902 we were called to the residence of James W. Gardner, who was down with a sprain in back, with which he suffered to such an extent that it was impossible for him to attend the meeting of the Dawes Commission held at Pauls Valley, I.T. on October 20th to 24th inclusive. We further certify that at the same time his wife Mrs Jas W. Gardner was also very ill with typhoid fever to such an extent that it was utterly impossible for her to attend said meeting of Dawes Commission at Pauls Valley, at above mentioned time. Said illness of Mrs. Gardner was contracted on or about October 16 1902 and continued until on or about November 26 1902

A J. Hoover M.D
R L Baker M.D.

Subscribed and sworn to before me this 17th day of December 1902

David Williams
Notary Public

EMPTY

99	Nancy Steward	Granted	Choc

Chectan

Nancy Ste[illegible]

[illegible] C. R. [illegible]

age 66.

Blue Co -

3rd Dist

OK Pri[illegible]

99

100 mary Jane Overstreet et al Granted Choc

To be attached to the card and testimony of Mary Jane Overstreet Choc. Roll, Field No. 100.

DEPARTMENT OF THE INTERIOR,
COMMISSION TO THE FIVE CIVILIZED TRIBES,
Atoka, Ind. Ter., June 7, 1900.

Melvina Johnson being first duly sworn by Acting Chairman Bixby, testified as follows:

Q What is your name? A Melvina Johnson.
Q What is your age? A 47 years.
Q Are you an Indian by blood? A Yes sir.
Q Where do you live? A At Center, I. T.
Q Do you know Mary Jane Overstreet? A Yes sir.
Q Is she any relation of yours? A She is my daughter.
Q Do you know her son, Clarence? A Yes sir.
Q Is he living or dead? A He is dead.
Q When did he die? A The 5th of July, 1899.
Q A year ago? A Yes sir.
Q How old was he at the time of his death? A He was a year and 9 months.

Frances K. Brown, being first duly sworn, says that as stenographer to the Commission to the Five Civilized Tribes, she reported the testimony of the above named witness, and that the foregoing transcript is a true and complete transcript of the testimony given by said witness in the above matter.

Frances K. Brown

Subscribed in my presence and sworn to before me this 12th day of June, A. D., 1900.

Acting Chairman.

To be attached to the card and testimony of Mary Jane Overstreet Choc. Roll, Field No. 100.

DEPARTMENT OF THE INTERIOR,
COMMISSION TO THE FIVE CIVILIZED TRIBES,
Atoka, Ind. Ter., June 7, 1900.

Melvina Johnson being first duly sworn by Acting Chairman Bix-, testified as follows:
What is your name? A Melvina Johnson.
What is your age? A 47 years.
Are you an Indian by blood? A Yes sir.
Where do you live? A At Center, I. T.
Do you know Mary Jane Overstreet? A Yes sir.
Is she any relation of yours? A She is my daughter.
Do you know her son, Clarence? A Yes sir.
Is he living or dead? A He is dead.
When did he die? A The 5th of July, 1899.
A year ago? A Yes sir.
How old was he at the time of his death? A He was a year and 9 months.

Frances R. Brown, being first duly sworn, says that as stenog-pher to the Commission to the Five Civilized Tribes, she reported the stimony of the above named witness, and that the foregoing transcript a true and complete transcript of the testimony given by said witness the above matter.

Frances R Brown

Subscribed in my presence and sworn to before me this 12th day of June, A. D., 1900.

Acting Chairman.

Center, Ind. Ter., Jan 8 1900.

Hon Dawes Commission

Muscogee

Gentlemen:--

The mother of the child is Jane B.Overstreet nee Jane Bond. She was enrolled at Pauls Valley under the name of Jane B. Overstreet.

Yours truly,

West Burke & Skeen.

Copy

COMMISSIONERS
HENRY L. DAWES.
TAMS BIXBY.
ARCHIBALD S. MCKENNON
THOMAS B. NEEDLES

ALLISON L. AYLESWORTH, SECRETARY

DEPARTMENT OF THE INTERIOR,
COMMISSION TO THE FIVE CIVILIZED TRIBES.

Center, I. T., Jan 11, 1900.

Gentlemen:-

In the matter of application of Overstreet to have his Daughter (Infant) enrolled would say we were mistaken about her Initials. She was enrolled by your Commission under the name of Mary Jane Overstreet at Pauls Valley when Commission was there

Yours truly
West Burke & Skinner

Copy of original letter No 642, received Jany 14, 1900

R.

IN RE

Application for Enrollment of

INFANT CHILD.

Minnie Overstreet

As a citizen of the

Choctaw Nation Nation.

Approved [illegible] 19[illegible]

[illegible]

Commissioner.

100

Department of the Interior,

COMMISSION TO THE FIVE CIVILIZED TRIBES.

IN RE Application for Enrollment, as a citizen of the Choctaw Nation, of Indians, born on the 25 day of August, 1899

Name of father: Charles Overstreet, a citizen of the United States Nation.

Name of mother: Jane B. Overstreet, a citizen of the Choctaw Nation.

Post Office: Center I.T.

AFFIDAVIT OF MOTHER.

UNITED STATES OF AMERICA,
INDIAN TERRITORY,
Son District.

I, Jane B. Overstreet, on oath, state that I am 22 years of age and a citizen, by Blood, of the Choctaw Nation; that I am the lawful wife of Charles Overstreet who is a citizen, by Jells, of the ..... Nation; that a girl child was born to me on the 25 day of Aug, 1899; that said child has been named Minnie Overstreet and is now living.

Jane B. Overstreet

Subscribed and sworn to before me this 8 day of Jan, 1900

John F. West
Notary Public.

AFFIDAVIT OF ATTENDING PHYSICIAN, OR MIDWIFE.

UNITED STATES OF AMERICA,
INDIAN TERRITORY,
Son District.

I, Lucy Bartholomew, a Midwife, on oath, state that I attended on Mrs. Jane B. Overstreet, wife of Charles Overstreet on the 28 day of Aug, 1899; that there was born to her on said date a girl child; that said child is now living and is said to have been named Minnie Overstreet

Lucy Bartholomew

Subscribed and sworn to before me this 8 day of Jan, 1900

John F. West
Notary Public.

[illegible]

[illegible], Indian Territory, June 27, 1905.

Janie B. Brumley,

Bebee, Indian Territory,

Dear Madam:

Receipt is hereby acknowledged of your letter of June 20, stating that you have been divorced from Charles F. Overstreet and married to Harry H. Brumley, and you desire to have your name changed in your allotment papers and your allotment certificate from Overstreet to Brumley.

In reply to your letter you are advised that as you have been enrolled under the name of Jane B. Overstreet and your enrollment approved by the Secretary of the Interior, and under that name you have made selection of allotment, it is impracticable to comply with your request to have your name changed upon our records and upon your certificate of allotment.

Respectfully,

Chairman.

7-100

Muskogee, Indian Territory, April 12, 1906.

Harve M. Brumley,

Bebee, Indian Territory.

Dear Sir:

Receipt is hereby acknowledged of your letter of April 6, 1906, in which you state that you married Jane B. Overstreet, Choctaw roll by blood 195, and you desire to be enrolled as an intermarried citizen of the Choctaw Nation.

In reply to your letter you are advised that it does not appear from the records of this office that application has been made by you or on your behalf for enrollment as an intermarried citizen of the Choctaw Nation and under existing legislation there is no provision for the reception of original application for enrollment in the Choctaw and Chickasaw Nations.

Respectfully,

Acting Commissioner.

7-100

Muskogee, Indian Territory, July 3, 1906.

Harvey Grumley,

Tebee, Indian Territory.

Dear Sir:

Receipt is hereby acknowledged of your letter of June 18, 1906, in which you state that you have not made application for enrollment as an intermarried citizen up to this time and you ask for a blank to fill out for that purpose; you state that you married Jane B. Overstreet, Choctaw roll by blood 195.

In reply to your letter you are advised that it does not appear from the records of this office that application has been made by you or on your behalf for enrollment as an intermarried citizen of the Choctaw Nation and in connection with this matter your attention is invited to the following provision of the Act of Congress approved April 26, 1906:

> "That after the approval of this Act no person shall be enrolled as a citizen or freedman of the Choctaw, Chickasaw, Cherokee, Creek, or Seminole tribes of Indians in the Indian Territory, except as herein otherwise provided, unless application for enrollment was made prior to December first, nineteen hundred and five, and the records in charge of the Commissioner to the Five Civilized Tribes shall be conclusive evidence as to the fact of such application; and no motion to reopen or reconsider any citizenship case, in any of said tribes, shall be entertained unless filed with the Commissioner to the Five Civilized Tribes within sixty days after the date of the

H. B. #2

order or decision sought to be reconsidered except as to decisions made prior to the passage of this Act, in which cases such motion shall be made within sixty days after the passage of this Act: Provided, That the Secretary of the Interior may enroll persons whose names appear upon any of the tribal rolls and for whom the records in charge of the Commissioner to the Five Civilized Tribes show application was made prior to December first, nineteen hundred and five, and which was not allowed solely because not made within the time prescribed by law."

Respectfully,

Commissioner.

7-100

Muskogee, Indian Territory, September 18, 1906.

Jane Brumley,

Bebee, Indian Territory.

Dear Madam:

Receipt is hereby acknowledged of your letter of September 10, 1906, and replying to that portion thereof in which you ask regarding the enrollment of your child Furman C. Brumley, you are advised that it appears that your child Furman C. Brumley was born July 11, 1906 and under the Act of Congress approved April 26, 1906, only those children of citizens of the Choctaw and Chickasaw Nations who were living March 4, 1906, are entitled to enrollment.

Respectfully,

Commissioner.

7-100

Muskogee, Indian Territory, October 1[illegible], 1906.

Marve M. Brumley,

Tebee, Indian Territory.

Dear Sir:

Receipt is hereby acknowledged of your letter of October 6, 1906, asking the status of the application for the enrollment of your child Furman C. Brumley; you state that the mother of this child is Jane B. Brumley whose name appears upon the roll of citizens by blood of the Choctaw Nation at No. 195.

In reply to your letter you are advised that it appears from the affidavits heretofore forwarded to the birth of your child Furman C. Brumley that said child was born July 11, 1906 and has the Act of Congress approved April 26, 1906, provides only for the enrollment of children of Choctaw and Chickasaw citizens who were living March 4, 1906, you will see that there is no authority for the enrollment of this child.

Respectfully,

Commissioner.

7-100

Muskogee, Indian Territory, November 10, 1906.

Jane B. Brumley,

Bebee, Indian Territory.

Dear Madam:

Receipt is hereby acknowledged of your letter of November 4, 1906, in which you state that you are now married and ask that your name be changed upon the roll from Overstreet to your present name of Jane B. Brumley.

In reply to your letter you are advised that it appears from the records of this office that on September 25, 1902, your name was Jane B. Overstreet and under that name you were enrolled and your enrollment approved by the Secretary of the Interior and under that name selection of allotment has been made by you. It is therefore impracticable to comply with your request that your name be changed upon the roll.

Respectfully,

Commissioner.

7-100

Muskogee, Indian Territory, April 19, 1907.

Jane B. Brumley,

Bebee, Indian Territory.

Dear Madam:

Receipt is hereby acknowledged of your letter of April 11, 1907, in which you request that all future communications be addressed to Jane B. Brumley instead of Overstreet.

You are advised that your request has been made a matter of record.

Respectfully,

Commissioner.

7-100.

Muskogee, Indian Territory, February 8, 1907.

Jane B. Brumley,

Bebee, Indian Territory.

Dear Madam:

Receipt is hereby acknowledged of your letter of February 1, 1907, requesting that all future correspondence be addressed to Jane B. Brumley in person.

You are advised that your request has been made a matter of record.

Respectfully,

Commissioner.

101	Ben Cobb et al	Granted	Choc

DEPARTMENT OF THE INTERIOR,

COMMISSION TO THE FIVE CIVILIZED TRIBES.

--:o:--

The record in the matter of the application for the enrollment as a citizen by intermarriage of the Choctaw Nation of -

BEN COBB, -- Choctaw 101.

-- -- -- -- -- -- --

This is to certify that I A. T. Galloway a minister of the Gospel did on the 12th day of Nov. 1896 publish the bands and celebrate the rites of matrimony between the parties named in this license.

Witness my hand this the 13th day of Nov. 1896

A. T. Galloway

My Credentials are recorded in book "A" page 29, 30 of the records of credentials in the clerks office of the U. S. Court of the Southern District of Indian Territory.

The above license & the marriage certificate recorded this the 19th day of Nov. 1896

G. Colbert, Co. Clk.

OFFICE OF

[redacted] CLERK,

PONTOTOC COUNTY, CHICKASAW NATION.

Office of the County Judge

Stonewall Pontotoc Co. Ind. Ter., 189

Be it known that I, the County Judge of Pontotoc county Chickasaw Nation do, on this the 11th day of Nov. 1896, issue this marriage license to Mr. Ben Cobb a citizen of the U. S. to marry Miss Maud Owens a resident citizen of Pontotoc (a Choctaw woman) &c.

Given under my hand this Nov. 11th 1896

R. Parnell
County Judge

OFFICE OF

GEO. COLBERT, Clerk,

PONTOTOC COUNTY, CHICKASAW NATION.

Ada, Ind. Ter., ... 189

Pontotoc Co. M. S.
Clk's office Nov. 19th 1896.

This is to certify that
the within & foregoing copies
of the Marriage license and
the marriage certificate
are true copies of the record
in my office.

This the day & date
above written

George Colbert
County Clk
Pontotoc County M. S.

Choctaw-----101

Department of the Interior,
Commission to the Five Civilized Tribes.
Pauls Valley, I. T., October 20, 1902.

In the matter of the application for enrollment as a citizen by intermarriage of the Choctaw Nation of Ben Cobb.

Ben Cobb being duly sworn testifies as follows:

Examination by the Commission.

Q What is your name? A Ben Cobb.
Q How old are you? A I am forty years old.
Q Your post office address? A I have made a mistake here before in my age; I left home when I was small and I got my age wrong; my brother told me I was born in '62, and --
Q What is your post office address? A Wynnewood.
Q How long have you lived in the Chickasaw Nation? A I came here in '90.
Q Have you lived here continuously ever since January, 1890? A Yes sir.
Q You are a white man? A Yes sir.
Q And an applicant for enrollment as a citizen by intermarriage of the Choctaw Nation? A Yes sir.
Q What is the name of your Choctaw wife through whom you claim your right? A Maud Owens was her maiden name.
Q When were you married to her? A '96, in Febr ary.
Q Where? A Wynnewood.
Q Where did you live at that time? A Wynnewood.
Q She lived at Wynnewood? A She had been there previous to that time; she lived two years there and went back to the Choctaw Nation and came back and ha been there about six months, she came back to Wynnewood and was living there when we married.
Q She had been living continuously near Wynnewood for six months, she moved over here in good faith and took up her residence in the Chickasaw Nation? A Yes sir, her mother came up before that.
Q You married her under a Chickasaw license? A Yes sir.
Q What did you pay for it? A Fifty dollars, from the county Judge, Reuben Carney, Pontotoc County.
Q Had you been married before you married her? A No sir.
Q Had she ever been married before she married you? A No sir.
Q Have you been living together as husband and wife continuously since your marriage under this Chickasaw license? A Yes sir.
Q Did you marry her before that under a United States license? A No sir.
Q You are living together now as husband and wife and are residents in good faith of the Chickasaw Nation? A Yes sir.

W. H. Martin being duly sworn on oath states that as stenographer to the Commission to the Five Civilized Tribes he recorded in full the above proceedings at Pauls Valley, I. T., on the 20th day of October, 1902, and that the above and foregoing is a full true and correct transcript of his stenographis notes in the same.

W. H. Martin

Subscribed and sworn to before me this 23 day of October, 1902.

C. S. Hamm
Notary Public.

AMW
J.D.K.

7 - 101.

DEPARTMENT OF THE INTERIOR,
COMMISSION TO THE FIVE CIVILIZED TRIBES.

--:o:--

In the matter of the application for the enrollment of Ben Cobb as a citizen by intermarriage of the Choctaw Nation.

DECISION.

It appears from the record herein that Ben Cobb, on November 12, 1896, was married in accordance with the laws, customs and usages of the Chickasaw Nation to Maud O. Cobb, a recognized and enrolled citizen by blood of the Choctaw Nation, whose name appears as Number 197 upon the lists prepared by this Commission under the Act of Congress approved July 1, 1902, (32 Stats., 641) of persons entitled to enrollment as citizens by blood of the Choctaw Nation and approved by the Secretary of the Interior on December 12, 1902; that at the time of said marriage both persons above mentioned were residents in good faith of the Chickasaw Nation; and that they have lived together continuously in Indian Territory as husband and wife from the date of said marriage up to and including September 25, 1902.

It is, therefore, the opinion of this Commission that Ben Cobb should be enrolled as a citizen by intermarriage of the Choctaw Nation, in accordance with the provisions of the Acts of Congress approved June 28, 1898, (30 Stats., 495) and July 1, 1902, (32 Stats., 641), and it is so ordered.

COMMISSION TO THE FIVE CIVILIZED TRIBES.

Chairman.

COMMISSIONER

C. R. Breckinridge
COMMISSIONER

Muskogee, Indian Territory,

APR 20 1903

W. E. Hussey
COMMISSIONER

COPY

Choctaw-101

Muskogee, Indian Territory, April 30, 1903.

Ben Cobb,

Wynnewood, Indian Territory.

Dear Sir:

Inclosed herewith you will find a copy of the decision of the Commission, rendered April 30, 1903, granting your application for enrollment as a citizen by intermarriage of the Choctaw Nation.

The attorneys for the Choctaw and Chickasaw Nations have been furnished a copy of this decision and have been allowed fifteen days from this date within which to file protest against the action of the Commission in enrolling you as a citizen of the Choctaw Nation. If at the expiration of that time, no protest has been filed, your name will be placed upon the final rolls of the citizens of the Choctaw Nation to be submitted to the Secretary of the Interior for his approval.

Respectfully,

(SIGNED).

Tams Bixby.

Chairman.

Registered.

Enc. I.T.S. 37

COPY. Choctaw-101

Muskogee, Indian Territory, April 20, 1903.

Mansfield, McMurray & Cornish,

Attorneys for the Choctaw and Chickasaw Nations,

South McAlester, Indian Territory.

Gentlemen:

Inclosed herewith you will find a copy of the decision of the Commission, rendered April 20, 1903, granting the application of Ben Cobb for enrollment as a citizen by intermarriage of the Choctaw Nation.

You are hereby advised that you will be allowed fifteen days from this date within which to file protest against the action of the Commission in enrolling the applicant herein as a citizen of the Choctaw Nation. If at the expiration of that time, no protest has been filed, the name of the applicant will be placed upon the final rolls of the citizens of the Choctaw Nation to be submitted to the Secretary of the Interior for his approval.

Respectfully,

(SIGNED).

Tams Bixby.

Chairman.

Registered.

Com. I.T.D. 20

201 In Re 32

Application for enrollment of Infant Child Cobb as a Citizen of Choctaw Nation

Physicians Certificate

Choctaw

See [illegible] affairs [illegible] Lois Cobb

101

United States of America }
Indian Territory }
Southern District } I, W. E. Settle a practicing Physician, on oath state that I attended on Mrs Maud Owens Cobb, wife of Ben Cobb, on the 4th day of August 1899, that there was born to her on said date a female Child, that is now living and is said to have been named Doris Cobb.

W. E. Settle M.D.

Subscribed and sworn to before me this 28th day of August 1899

My commission expires Nov 18th 1902

David Williams
Notary Public

In Re

Application for Enrollment

of

Lois Cobb

Citizen of Choctaw Nation

Department of the Interior,
Commission to the Five Civilized Tribes

In Re Application for Enrollment as a citizen of the Choctaw Nation of Lois Cobb, born on the 9th day of August 1899.
Name of Father Ben Cobb an intermarried citizen of the Choctaw Nation by marriage
Name of Mother: Maud O. Cobb a citizen of the Choctaw Nation
Post Office
Wynnewood, Ind. Ter.

Affidavit of Mother

United States of America
Indian Territory
Southern Judicial District

Maud Cobb } I, Maud (Owens) Cobb, formerly on oath state that I am 21 years of age and an enrolled citizen of the Choctaw Nation; that I am the lawful wife of Ben Cobb, who is a white man, (intermarried citizen) of the Choctaw Nation, that a female child was born to me on the 9th day of August 1899, that said child has been named Lois Cobb and is now living.

Maud Owens Cobb

Subscribed and sworn to before me this 28th day of August 1899
Commission Daniel Williams
Expires Nov 18 1902 Notary Public

Ing[illegible]

Applica[illegible] Enrollment

To [illegible] rable, the Dawes Comis[illegible]

Five civilized tribes of [illegible]

Indian Terri[illegible]

District On this 9th day of [illegible]

Chickasaw [illegible] personally [illegible] me

David Willi[illegible] Public within and

for [illegible] southern District, Ind Ter. [illegible]

who [illegible] sworn deposes and says:

[illegible] Ben Cobb, my age is 31 years,

[illegible] office address is Wynnewood,

Ind[illegible], That on the 11th day of [illegible] 1896

I made applica[illegible]

County Judge R. Carney [illegible] license

authorizing [illegible] Maud

[illegible] daughter of Mrs M. E. Coop[illegible]

who are regis[illegible] the Choctaw

Nation, [illegible] That [illegible], under

said license, was duly [illegible]

[illegible]th day of November 1896 by Rev. A. T. G[illegible]

at the residence of [illegible] H Walner in the town

of Wynnew[illegible] Kasaw Nation, Ind Ter.,

That said license, after [illegible]

returned to Clerk of Court or County Clerk

George C[illegible] Stonewall, Ind Territory, on or

about November 24th 1896, that [illegible] certificate

of said marriage has ever been furnished

me by County Clerk to whom they were

returned. Said license was returned

by registered letter, for which see accompanying

Post master receipt

That on or about the 3rd day of August 1897, [illegible] of said marriage, a female child was [illegible] to said Ben and M[illegible] Cobb that said child is [illegible] Mary Eilene Cobb, and is now seven days of age. That since said marriage as aforesaid said Ben Cobb and Maud [illegible] have lived together as man and [illegible] in Chickasaw Nation, Indian Territory. That this declaration is [illegible] purpose of having the names of [illegible] and child Mary Eilene [illegible] Cobb entered on the rolls of [illegible] Indian Territory. Miss Maud Owens (Cobb) was daughter of Mrs M E [illegible] Mrs M E Cooper was daughter of [illegible] F. Stewart. Nancy F. Stewart was daughter of Samuel Folsom, [illegible] Nancy F. Stewart was a sister to Alfred Folsom, of Armstrong Academy, all of whom are registered citizens of Choctaw Nation Indian Territory.

Ben Cobb

Subscribed and sworn to before me this 4th day of August 1897, and I certify that a correct copy of this affidavit was sent by me, by registered letter to the Governor of Choctaw Nation, Ind Ter, to Tuskahoma Ind Ter.

Commission expires Nov 19 1898

David Williams
Notary Public

Indian Territory
Southern [illegible]
Chickasaw Nation

On this 9th [illegible] August 1897 personally [illegible] before me David Williams, [illegible] Public [illegible] for the Southern District of Indian Territory John H Walner, who on his oath deposes [illegible] name is John H Walner my [illegible] 34 [illegible], my post office address is Wy[illegible] Chickasaw Nation, Ind Ter. I am [illegible] citizen of Chickasaw Nation, [illegible] That on the 11th day of [illegible] 1896 a license of marriage was issued by County Judge R. Carney to solemnize the rite of marriage between Ben Cobb a white man and Miss Maud Owens a daughter of Mrs M[illegible] who are registered citizens of the Choctaw Nation Indian Territory. That said [illegible] under and by authority of said license was duly solemnized, proclaimed and published in my house in Wynnewood, Chickasaw Nation on or about the 12th day of November 1896, by Rev. A. T. Galloway. That said license, after said marriage, was returned to Clerk of Court or County Clerk George Colbert, at Stonewall, Ind Territory That said Ben Cobb and Maud

Owens have lived together [illegible]
Nation, Ind Ter, and became
man and wife. That as
of said marriage a female child
born to said parties on or about the
3rd day of August 1897 which
child is still living and bears the
name of [illegible] Cobb.

John H. [illegible]

Subscribed and sworn to before me
this 9th day of August 1897

David Williams
Notary Public

I certify that a correct copy of the foregoing
affidaint was mailed in registered letter
by me to the Governor of Choctaw Nation, Ind Ter
on the 9th day of August 1897

David Williams
Notary Public

(Original)

Indian Territory
Southern District
Nation

On this 9th day of August 1897 personally appe[illegible] David Williams, a Notary Public within [illegible] for the Southern District of the [illegible] Rev. A. T. Gallaway who on his oath [illegible]

My name is A. T. Gallaway my age is 40 years, my [illegible] address is Wynnewood, Ind. Territory. I am a regularly ordained minister of the [illegible] Church, my credentials are recorded in the Clerk's Office at [illegible] Ind. Ter., That on the 12th day of November 1896, by authority of a license issued by [illegible] R. Carney, and then in my possession, I solemnized and p[illegible] the rite of matrimony between Ben Cobb, a white man and Miss [illegible] Owens, a Choctaw Indian, at the residence of [illegible] in the town of Wynnewood, Chickasaw Nation Indian Territory. That on or about Nov. 14 1896 said license was returned to George Colbert, County Clerk, Stonewall, Ind Ter.

A. T. Galloway.

Subscribed and sworn to before me this 9th day of August 1897

David Williams
Notary Public

Application for
Enrollment
Ben Cobb & Child
V S
Choctaw Nation
Original

FILED
AUG 12 1897
H. M. Jarsway.
SEC'Y.

REGISTRY RECEIPT.

Post Office at [illegible]

Registered Letter / Parcel } No. 37 Rec'd Aug 9 1897

of D. Williams

One Letter

addressed to Gov. Choctaw Nation

Tuskahoma I.T.

W. C. Lee P. M.

CHOCTAW. 20

6032

IN RE

Application for Enrollment of

INFANT CHILD

Lars Cobb

as a citizen of the

Choctaw Nation.

Approved, [illegible] 1900 190

Commissioner.

DEPARTMENT OF THE INTERIOR,
COMMISSION TO THE FIVE CIVILIZED TRIBES.
FILED
AUG 6 1900

ACTING CHAIRMAN.

CHOCTAW.

1041

1

Department of the Interior,

COMMISSION TO THE FIVE CIVILIZED TRIBES.

IN RE Application for Enrollment, as a citizen of the Choctaw Nation, of Sois Cobb (Her insert name of child), born on the 9 day of August, 1899

Name of Father: Ben Cobb, a citizen of the Choctaw Nation.

Name of Mother: Maud O Cobb, a citizen of the Choctaw Nation.

Postoffice, Wynnewood, Ind Ter

AFFIDAVIT OF MOTHER.

UNITED STATES OF AMERICA,
INDIAN TERRITORY,
Southern District.

I, Maud O Cobb, on oath state that I am 22 years of age and a citizen, by birth, of the Choctaw Nation; that I am the lawful wife of Ben Cobb, who is a citizen, by Marriage, of the Choctaw Nation; that a female (male or female) child was born to me on the 9 day of August 1899; that said child has been named Sois Cobb, and is now living.

WITNESSES TO MARK: Maud O Cobb.

Subscribed and sworn to before me this 30th *day of* July 1900

David Williams
NOTARY PUBLIC

AFFIDAVIT OF ATTENDING PHYSICIAN, OR MIDWIFE.

UNITED STATES OF AMERICA,
INDIAN TERRITORY.
Southern District.

I, W. E. Settle, a Physician, on oath state that I attended on Mrs. Maud O Cobb, wife of Ben Cobb, on the 9 day of August, 1899; that there was born to her on said date a female (male or female) child; that said child is now living and is said to have been named Sois Cobb

WITNESSES TO MARK: W. E. Settle M.D.

Subscribed and sworn to before me this 30 *day of* July 1900

David Williams
NOTARY PUBLIC

CHOCTAW. 20

IN RE

Application for Enrollment of

INFANT CHILD

Maude Cobb

as a citizen of the

Choctaw Nation.

Approved JUN 28 190

Commissioner.

FILED

JUN 2 1

CHOCTAW.

101

DEPARTMENT OF THE INTERIOR.

COMMISSION TO THE FIVE CIVILIZED TRIBES.

IN RE APPLICATION FOR ENROLLMENT, as a citizen of the Choctaw Nation,
of Maude Cobb (Here insert name of child), born on the 9 day of June, 1902
Name of Father: Ben Cobb, a citizen of the Choctaw Nation.
Name of Mother: Maud Cobb, a citizen of the Choctaw Nation.
Post-Office: Wynnewood, Ind Ter

AFFIDAVIT OF MOTHER.

UNITED STATES OF AMERICA, INDIAN TERRITORY, Southern District.

I, Maud Cobb nee Owens, on oath state that I am 24 years of age and a citizen, by blood, of the Choctaw Nation; that I am the lawful wife of Ben Cobb, who is a citizen, by marriage, of the Choctaw Nation, that a female (Male or female) child was born to me on the 9 day of June 1902; that said child has been named Maude Cobb, and is now living.

Maud Owens Cobb.

WITNESSES TO MARK: (Must be Two Witnesses.)
W. E. Cooper
Nancy Stewart

Subscribed and sworn to before me this 20th *day of* June 1902

David Williams
Notary Public.

AFFIDAVIT OF ATTENDING PHYSICIAN, OR MIDWIFE.

UNITED STATES OF AMERICA, INDIAN TERRITORY, Southern District.

I, W. E Settle, M.D., a Physician, on oath state that I attended on Mrs. Mandy E Cobb, wife of Ben Cobb, on the 9th day of June, 1902; that there was born to her on said date a female (Male or female) child; that said child is now living and is said to have been named Maude Cobb.

W. E. Settle M.D.

WITNESSES TO MARK: (Must be Two Witnesses.)
W. E. Cooper
Nancy Stewart

Subscribed and sworn to before me this 20th *day of* June 1902.

David Williams
Notary Public.

CHOCTAW 20

6032

IN RE

Application for Enrollment of

INFANT CHILD

Mary Eilene Cobb

as a citizen of the

Choctaw Nation.

Approved, A[illegible] 1900

Commissioner.

DEPARTMENT OF THE INTERIOR,
COMMISSION TO THE FIVE CIVILIZED TRIBES.
FILED
AUG 6 1900

ACTING CHAIRMAN.

CHOCTAW
101

Department of the Interior.

COMMISSION TO THE FIVE CIVILIZED TRIBES.

IN RE Application for Enrollment, as a citizen of the Choctaw Nation.

of Mary Eilene Cobb (Give correct name of child), born on the 3d day of August, 1897

Name of Father: Ben Cobb, a citizen of the Choctaw Nation.

Name of Mother: Maud O. Cobb, a citizen of the Choctaw Nation.

Postoffice, Wynnewood, Ind Ter

AFFIDAVIT OF MOTHER.

UNITED STATES OF AMERICA, INDIAN TERRITORY. Southern District.

I, Maud O Cobb, on oath state that I am 22 years of age and a citizen, by birth, of the Choctaw Nation; that I am the lawful wife of Ben Cobb, who is a citizen, by marriage, of the Choctaw Nation; that a female (male or female) child was born to me on the 3d day of August, 1897; that said child has been named Mary Eilene Cobb, and is now living.

Maud O. Cobb.

WITNESSES TO MARK:

(Must be Two Witnesses.)

Subscribed and sworn to before me this 28th day of July, 1900

David Williams

NOTARY PUBLIC

AFFIDAVIT OF ATTENDING PHYSICIAN, OR MIDWIFE.

UNITED STATES OF AMERICA, INDIAN TERRITORY. Southern District.

I, G W Roberts, a Physician, on oath state that I attended on Mrs. Maud O Cobb, wife of Ben Cobb, on the 3d day of August, 1897; that there was born to her on said date a female (male or female) child; that said child is now living and is said to have been named Mary Eilene Cobb.

George W. Roberts

WITNESSES TO MARK:

Subscribed and sworn to before me this 28 day of July, 1900

David Williams

NOTARY PUBLIC.

102 mary Emaline Cooper et al Granted Choc

Wirt Randolf Transferred from Choctaw D #499 Nov 26, 1904

In the matter of the application for the enrollment of Wirt Randolph as a citizen by intermarriage of the Choctaw Nation.

7-D-499.

Department of the Interior,
Commission to the Five Civilized Tribes.

I hereby certify in my official oath as stenographer to the Commission, that this transcript is a true, and a correct translation of my stenographic notes

M D Green

Commission to the Five Civilized Tribes,

South McAlester, Ind. Ter.

In the enrollment of Wirt Randolph as an intermarried Choctaw; being sworn and examined by Com'r McKennon he states:

Q What is your name? A Wirt Randolph.

Q How old are you? A Twenty-seven.

Q You present here a license issued by the County and Probate Judge of Pontotoc County, September 9th 1899, to marry Minnie Cooper, were you married to her before? A Yes sir.

Q When? A A year ago this September.

Q Where? A At Wynnewood.

Q Under the United States law? A Yes sir.

Q Are you separated or divorced from her? A No sir.

Q This is a second marriage? A Yes sir.

Q Her name was not Minnie Cooper when you married her under this second license, but Minnie Randolph? A Yes sir.

Q Your certificate shows that you were married on the 10th of September 1899, but it isn't signed by anybody; how about that? A The same Judge married me; Simon Wolf.

Q Was your wife admitted by the United States court, or is she an old citizen? A She is an old citizen; she has been here all her life.

Q And has been recognized as a citizen all the while? A Yessir

Q Was she enrolled by the Commission? A Yes sir. At Paul's Valley, as Minnie Cooper.

Q How long had you been living in the Nation? A Twelve years.

Q What County? A Pontotoc and Pickens Counties.

Q How long have you been living in Pontotoc? A About five [illegible]

[illegible] You didn't file any petition for this [illegible] that you didn't have a living wife? A No sir.

COMMISSIONERS
HENRY L. DAWES
TAMS BIXBY
THOMAS B. NEEDLES
J. R. BRECKINRIDGE

ALEXIS I. AYLESWORTH
SECRETARY

DEPARTMENT OF THE INTERIOR
COMMISSION TO THE FIVE CIVILIZED TRIBES

REFER IN REPLY TO THE FOLLOWING

Choctaw D-499.

Muskogee, Indian Territory, March 20, 1902.

Wirt Randolph,

Wynnewood, Indian Territory.

You are hereby notified that the application of yourself for enrollment as a citizen of the Choctaw Nation will be taken up for final consideration by the Commission to the Five Civilized Tribes, at its office in Muskogee, Indian Territory, on the 12th day of April, 1902.

On said date you may, if you desire, appear before the Commission in person or by attorney when an opportunity will be given you to introduce any additional testimony affecting said application which you may think proper or necessary.

You are further notified that the representatives of the Choctaw Nation will also, at the same time, be afforded an opportunity to introduce testimony affecting your right to enrollment, but said representatives will be required to notify you of their intention to introduce such testimony before they will be permitted to do so.

THE COMMISSION TO THE FIVE CIVILIZED TRIBES,

T. B. Needles.

Commissioner in Charge.

Registrar.

Department of the Interior.
Commission to the Five Civilized Tribes.
Muskogee, Indian Territory, April 12, 1902.

In the matter of the application of Wirt Randolph for enrollment as a citizen by intermarriage of the Choctaw Nation.	D-499.

On the 20th day of March, 1902, the applicant was notified by registered mail, and on the same date the attorneys for the Choctaw and Chickasaw Nations were also notified by registered mail that the application of Wirt Randolph for enrollment as a citizen of the Choctaw Nation would be taken up by the Commission to the Five Civilized Tribes at its office in Muskogee, Indian Territory, on the 12th day of April, 1902, for final consideration.

Now on this 12th day of April, 1902, this cause coming on to be heard, pursuant to said notice, the Choctaw Nation failed to appear, and the applicant being called, failed to appear either in person or by attorney.

Hal Belford, being first duly sworn, upon his oath states that as stenographer to the Commission to the Five Civilized Tribes he reported in full all the proceedings in the above entitled cause on April 12, 1902, and that the above and foregoing is a full, true and correct transcript of his stenographic notes in said cause on the said day of April, 1902.

Hal Belford

Subscribed and sworn to before me this 14 day of April, 1902.

Clarence Tschudi Wood

Notary Public.

7-D-499

DEPARTMENT OF THE INTERIOR,
COMMISSION TO THE FIVE CIVILIZED TRIBES.
Pauls Valley, Indian Territory, October 24,1902.

In the matter of the application for enrollment of Wirt Randolph as a citizen by intermarriage of the Choctaw Nation.

Said Wirt Randolph,being first duly sworn,testified as follows:

Examination by the Commission.

Q What is your name? A Wirt Randolph.
Q How old are you? A Thirty-one.
Q What is your postoffice address? A Wynnewood.
Q How long have you resided in the Chickasaw Nation? A Been here about sixteen years.
Q Lived here continuously for the past sixteen years? A Yes sir.
Q Never have made your home elsewhere? A No sir.
Q You are a white man? A Yes sir.
Q An applicant for enrollment as a citizen by intermarriage of the Choctaw Nation? A Yes sir.
Q What is the name of your Choctaw wife? A Minnie Randolph.
Q What was her maiden name? A Cooper.
Q Your wife is now living? A Yes sir.
Q Has she always been a recognized member of the Choctaw tribe of Indians? A Yes sir,I think so.
Q Her rights to such citizenship have never been questioned? A No sir.
Q When did you marry her? A In 1898, as well as I remember.
Q Were you ever married before? A No sir.
Q Was she ever married before? A No sir.
Q Were you married to her under a Chickasaw tribal license when you married her in 1898? A No sir.
Q Under a United States license? A Yes sir.
Q You subsequently remarried her under a Chickasaw license? A Yes sir.
Q How much did you pay for that license? A Fifty dollars.
Q When was that? A I think that was the following year; the license I sent to the Dawes Commission some time ago.
Q At the time you married this woman you were both residents of the Chickasaw Nation? A Yes sir.
Q Have you since your marriage to this woman lived with her continuously? A Yes sir.
Q Been no separation,desertion or divorce between you? A No sir.
Q Are you and this woman living together at this time in the Chickasaw Nation as actual,bona fide residents? A Yes sir.

Ira S. Miles,being first duly sworn,states that as stenographer to the Commission to the Five Civilized Tribes he reported in full

all proceedings had in the above entitled cause, heard at Pauls Valley, Indian Territory, October 24, 1902, and that the above and foregoing is a full, true and correct transcript of his stenographic notes taken in said proceedings on said date.

[illegible]

Subscribed and sworn to before me this the 7 day of November, 190[illegible].

[illegible] Stephens

Notary Public.

Chickasaw Nation
County of Pontotoc.

To any Judge of the county or District court, ordained minister of the gospel in and for said said county of Pontotoc. Greeting

You are authorized to solemnize the rites of matrimony between Mr. Hirt Randolph and Miss Minnie Cooper, and make due return to the clerks of the court, within thirty days there after certifying your action under this license. Witness my official signature and seal of office, Pontotoc county Court house, this 9th day of September 1899. Simon Holf Judge county court Pontotoc County

Certificate

I Simon Holf hereby certify that on the 10th day of September A.D. 1899 I united in marriage Hirt Randolph and Miss Minnie Cooper the above parties.

The above marriage license and marriage certificate of Hirt Randolph and Miss Minnie Cooper being recorded by me this the 11th day of September A.D. 1899

Attest Sam Smithey Clerk
Pontotoc County C.N.

4375

7449

In re
Application for
Enrollment
Wirt Randolph
as a Citizen of
Choctaw Nation by
Intermarriage

Certified Copy of
Marriage Record.

FILED
MAY 28 1900
COMMISSION TO FIVE TRIBES.

This is to certify that the foregoing marriage license and marriage certificate of Hirt Randolph and Mrs Minnie Cooper is true and correct copy on file in my office.

Attest Sam Imotichey Clerk
Pontotoc County Miss

BEFORE THE COMMISSION TO THE FIVE CIVILIZED TRIBES AT
MUSKOGEE, INDIAN TERRITORY.

In the Matter of the Application of
Wirt Randolph for Enrolment as an Intermarried Citizen of the Choctaw Nation.

I Wirt Randolph do solemnly swear that I am the applicant above named and that on the IOthday of Sept.1899 I was duly and legally married to Minnie Cooper a Choctaw citizen by blood at the residence of Simon Wolf County and Probate Judge of Pontotoc County Chickasaw Nation, and that said marriage was celebrated in accordance with the laws of said Chickasaw Nation relating to the marriage of a non-citizen to a citizen, and said marraige ceremony was performed by said Wolf as such Judge and that I obtained from him the license for said marriage and I herewith append as exhibit A the receipt given to me by said Simon Wolf for the Fifty Dollars paid to him by me for said Marriage License and that if said Wolf omitted to subscribe his name to the marriage certificate of said marriage it was by a mere inadvertence and not because such marriage was not performed.

Wirt Randolph

Subscribed and sworn to before me on this the I3th day of October 1903.

Perry V. Rabb
D.I.T.

September 9th 1899
Rec'd of Wirt Randolph
Fifty & no/100 dollars
marriage license
Simon Wolf Judge of Pontotoc County
Chickasaw Nation
25.

BEFORE THE HONORABLE [illegible] FIVE CIVILIZED TRIBES.

In the matter of the Application of
Wirt Randolph for Enrolment as an Intermarried Citizen of the Choctaw Nation.

J Reynolds Choctaw Nation

I Mrs. M. Emma Chambers nee Cooper first being duly sworn upon my oath state that I am the mother of Minnie E. Randolph nee Cooper the wife of the applicant Wirt Randolph and that I was personally present on the 10thday of September 1899 and witnessed the marriage ceremony performed by Judge Simon Wolf County Judge of Pontotoc County Chickasaw Nation Indian Territory of the marriage between said Wirt Randolph and my daughter the said Minnie Randolph nee Cooper;and that said Marriage ceremony was performed at the residence of said Judge Simon Wolf in the Chickasaw Nation about fifteen miles northeast of Stonewall,I.T.;and that said marriage was celebrated in accordance with the marriage laws of the Chickasaw Nation touching the marriage of a citizen to a non-citizen and I saw the Chickasaw marriage license obtained for said marriage.

Mrs M. Emma Chambers nee Cooper

Subscribed and sworn to beforeme on this the 16th day of October 1903.

W. L. Chambers
Notary Public S.D.I.T.
Reynolds Ind Ter.

My Commission Expires May 18th 1906

BEFORE THE HONORABLE COMMISSION TO THE FIVE CIVILIZED TRIBES

MUSKOGEE, INDIAN TERRITORY.

In the Matter of Application of

Wirt Randolph for Enrolment as an Intermarried Citizen of the

Choctaw Nation.

I Simion Shields of Allen

Indian Territory do solemnly swear that I was present on the 10th. day of Sept. 1899 at the residence of Simon Wolf in the Chickasaw Nation Indian Territory when said Wolf as Judge of the County and Probate Court of Pontotoc County in said Nation performed a ~~marria~~ marriage ceremony between the said Wirt Randolph and Minnie ~~M~~. Cooper uniting said Randolph and Cooper in marriage according to the laws of the Chickasaw Nation touching the marriage of a citizen with a non-citizen; that I heard and saw said marriage ceremony performed and that said Simon Wolf is now dead.

Simion Shields

Witnessed by:-

Sidney S Lawrence

Subscribed and sworn to before me on this the 15 day of October 1903.

John A McCoole

Notary Public Southern District of the Indian Territory.

My Commission ex. Feb 11th 1907

29101

DEPARTMENT OF THE INTERIOR,
COMMISSION TO THE FIVE CIVILIZED TRIBES.
FILED
OCT 24 1903
[signature] CHAIRMAN

In re Application
for Enrolment

Wirt Randolph
vs
Choctaw Nation

Affidavits of
Wirt Randolph.
Mr. Emma Chambers
Simeon Shields

~~[illegible]~~
Atty for Applicant

#_____

WIRT RANDOLPH

VS

CHOCTAW NATION

BRIEF FACTS AND LAW

FOR

APPLICANT.

DEPARTMENT OF THE INTERIOR,
COMMISSION TO THE FIVE CIVILIZED TRIBES.
FILED
APR 19 1902

ACTING CHAIRMAN.

FILED BY

PATCHELL AND PYEATT,

Pauls Valley, Ind. Ter.

APPEAL COMMISSION TO THE FIVE CIVILIZED TRIBES MUSKOGEE, IND. TER.

Wirt Randolph)
)
v.) BRIEF OF FACTS AND LAW.
)
Choctaw Nation)

THE FACTS.

The record in this case shows that in fact the applicant was married to Minnie Cooper, a Choctaw Indian girl by blod, first by a license procured from the clerk of the United States Court at Pauls Valley, and subsequently the applicant was remarried under a license procured from the County Judge of Pontotoc County, Chickasaw Nation, the County in which said Minnie Cooper resided. The record furhe shows that prior to his marriage under the license from the United States Court, the applicant was before the county judge of Pontotoc County, Chickasaw Nation with a petition as required by the Chickasaw marriage laws for the procurement of a license for a non-citizen to marry a citizen, and requested the issuance of such license to marry said Minnie Cooper, and tendered to the judge the sum of Fifty Dollars as fees therefor, that being the sumthe required for such license. The county judge refused to issue the license because he then ignorantly supposed that his authority to do so was revoked by the provisions of the so-called Curtis Bill. The subsequent re-marriage of the applicant was in full compliance with the Chickasaw marriage laws.

THE LAW.

No blame can properly be attached to the applicant by reason of his first marriage under the license from the United States Court. He did all in his power to marry Minnie Cooper according to the Chickasaw Marriage laws, but was balked by the ignorance and stupidity of the county judge. Afterwards when the judge learned more about his powers, the proper license was granted and a marriage was consummated in full accordance with said laws. The only question, then, is, does the intermarriage of a white person with a Choctaw Indian residing in the Chickasaw Nation confer the rights of

7-D-49 2.

DEPARTMENT OF THE INTERIOR.
COMMISSION TO THE FIVE CIVILIZED TRIBES.

In the matter of the application for the enrollment of Wirt Randolph as a citizen by intermarriage of the Choctaw Nation.

--: D E C I S I O N :--

It appears from the record herein that on September 10, 1899 the applicant, Wirt Randolph, was married in accordance with the laws, customs and usages of the Chickasaw Nation to Minnie Randolph (nee Cooper), a recognized and enrolled citizen by blood of the Choctaw Nation, whose name appears as number 202 upon the lists prepared by this Commission under the act of Congress approved July 1, 1902 (32 Stat., 641), of persons entitled to enrollment as citizens by blood of the Choctaw Nation and approved by the Secretary of the Interior on December 12, 1902; that at the time of said marriage both persons above mentioned were residents in good faith of the Chickasaw Nation and that they lived together continuously in said nation as husband and wife from the date of said marriage up to and including September 25, 1902.

It is, therefore, the opinion of this Commission that Wirt Randolph should be enrolled as a citizen by intermarriage of the Choctaw Nation in accordance with the provisions of the acts of Congress approved June 28, 1898 (30 Stat., 495) and July 1, 1902 (32 Stat., 641), and it is so ordered.

COMMISSION TO THE FIVE CIVILIZED TRIBES.

Chairman.

Commissioner.

Commissioner.

NOV 9 - 1904

Choctaw D 499

Muskogee, Indian Territory, November 9, 1904.

Wirt Randolph,

Wynnewood, Indian Territory,

Dear Sir:

Inclosed herewith you will find a copy of the decision of the Commission to the Five Civilized Tribes, rendered November 9, 1904, granting your application for enrollment as a citizen by intermarriage of the Choctaw Nation.

The attorneys for the Choctaw and Chickasaw Nations have been furnished a copy of said decision and have been allowed fifteen days from the date of this notice within which to file protest against the action of the Commission in enrolling you as a citizen of the Choctaw Nation. If at the expiration of that time no protest has been filed, your name will be placed upon the final rolls of the citizens of the Choctaw Nation to be submitted to the Secretary of the Interior for his approval.

Respectfully,

Chairman.

Registered.

Impl. 7-2-499.

Choctaw D 499

Muskogee, Indian Territory, November 9, 1904.

Patchell & Pyeatt,

Attorneys at Law,

Pauls Valley, Indian Territory,

Gentlemen:

You are hereby notified that the Commission to the Five Civilized Tribes, on November 9, 1904, rendered its decision granting the application for the enrollment of Wirt Randolph as a citizen by intermarriage of the Choctaw Nation.

The attorneys for the Choctaw and Chickasaw Nations have been furnished a copy of said decision and have been allowed fifteen days from the date of this notice within which to file protest against the action of the Commission in enrolling said applicant as a citizen of the Choctaw Nation. If at the expiration of that time no protest has been filed, his name will be placed upon the final rolls of the citizens of the Choctaw Nation to be submitted to the Secretary of the Interior for his approval.

Respectfully,

Registered. Chairman.

Choctaw D 499

Muskogee, Indian Territory, November 9, 1904.

Mansfield, McMurray & Cornish,

Attorneys for Choctaw and Chickasaw Nations,

South McAlester, Indian Territory,

Gentlemen:

Inclosed herewith you will find a copy of the decision of this Commission rendered November 9, 1904, granting the application for the enrollment of Wirt Randolph as a citizen by intermarriage of the Choctaw Nation.

You are hereby advised that you will be allowed fifteen days from the date of this notice within which to file protest against the action of the Commission in enrolling said applicant as a citizen of the Choctaw Nation. If at the expiration of that time no protest has been filed, his name will be placed upon the final rolls of the citizens of the Choctaw Nation to be submitted to the Secretary of the Interior for his approval.

Respectfully,

(SIGNED)

Chairman.

Registered.

Encl. 7-D-499.

See Choctaw D 1002 for registry receipt for this letter.

Mary Emeline Cooper
age 46
on Roll Emma E. Cooper

Page 118 C.C.R. No 2
Ok

Minnie Cooper
age 24

Page 118 C C R No 2

Co - 2nd Dist

Ok

MEMORANDA.

(Date) Sept 13 1899.

27 Name Mort Randolph

Choctaw? yes County Year No.

Chickasaw? County Year Page

Citizen by blood? Mother's citizenship US

Intermarried citizen? yes

Married under what law? Chick

License filed this day, yes

Wife's name,

Choctaw? County Year No.

Chickasaw? County Year Page

Citizen by blood? Mother's citizenship

Intermarried citizen?

Married under what law?

License filed this day

Names of children:

County Year Page No.

County Year Page No.

County Year Page No.

County Year Page No.

County Year Page No.

County Year Page No.

County Year Page No.

County Year Page No.

County Year Page No.

County Year Page No.

As to remarriage [illegible]
Jo T. Randolph, living, [illegible], mother, living
[illegible] ~~admitted by~~ enrolled as Minnie

P. O. Wynnewood, I. T.

D ~~[illegible]~~ 419

IN RE

Application for Enrollment of

INFANT CHILD.

Wirt Aubrey Randolph

As a citizen of the

Choctaw Nation.

Approved MAY 24 1900

Commissioner.

FILED
MAY 24 1900
COMMISSION TO FIVE TRIBES.

Choc
102

Department of the Interior,

COMMISSION TO THE FIVE CIVILIZED TRIBES.

IN RE Application for Enrollment, as a citizen of the Choctow Nation,
of Wirt Aubrey Rondolph, born on the 27th day of Jany, 1900.
Name of father: Wirt Randolph, a citizen of the Choctow Nation.
Name of mother: Minnie Randolph, a citizen of the Choctow Nation.
Post Office: Raymond I.T.

AFFIDAVIT OF MOTHER.

UNITED STATES OF AMERICA,
INDIAN TERRITORY,
Southern District.

I, Minnie Randolph, on oath, state that I am [illegible] years of age and a citizen, by blood, of the Choctow Nation; that I am the lawful wife of Wirt Randolph who is a citizen, by intermarriage, of the Choctow Nation; that a male child was born to me on the 27th day of Jany, 1900; that said child has been named Wirt Aubrey Randolph and is now living.

Minnie Randolph

Subscribed and sworn to before me this 2 day of February, 1900.

C. L. Stevens
Notary Public.

AFFIDAVIT OF ATTENDING PHYSICIAN, OR MIDWIFE.

UNITED STATES OF AMERICA,
INDIAN TERRITORY,
Southern District.

I, W. E. Battle, a physician, on oath, state that I attended on Mrs. Minnie Randolph wife of Wirt Randolph on the 27th day of Jany, 1900; that there was born to her on said date a male child; that said child is now living and is said to have been named Wirt Aubrey Randolph

W. E. Battle M.D.

Subscribed and sworn to before me this 2 day of February, 1900.

C. L. Stevens
Notary Public.

Muscogee, Indian Territory,

August 15th, 1900.

Wirt Randolph,

Wynnewood, Indian Territory,

Dear Sir:

You are hereby notified that the Choctaw Nation, through its attorneys, Messrs McKennon, Mansfield, McMurray, & Cornish, has filed with this Commission a notice of protest to your enrollment as a citizen of the Choctaw Nation.

The Commission, commencing December 3rd, 1900, will hold a session at Atoka, Indian Territory. At that time both you and the Choctaw Nation will be permitted to offer additional testimony and written arguments in this case, and this hearing will be final.

Yours truly,

Acting Chairman.

7-D-499.

Muskogee, Indian Territory, September 18, 1900.

Wirt Randolph,

Wynnewood, Indian Territory.

Dear Sir:-

Since notifying you on August 18, 1900, of the protest filed by the Choctaw Nation to your enrollment as a citizen of the Choctaw Nation, the Commission has been furnished by the Nation with the grounds upon which objection is made to your enrollment. The question raised is to your right to enrollment under your second marriage.

The Commission is in possession of a sufficient statement of facts upon which a decision may be rendered and in your case it will not be necessary for you to appear at the appointment at Atoka beginning December 3rd, 1900.

The Commission will accept and consider any written arguments on questions of law submitted on behalf of the Choctaw Nation at any time prior to February 1st, 1901, and on your behalf at any time prior to March 1st, 1901.

As soon thereafter as practicable the Commission will consider and finally determine your right to enrollment and the decision of the Commission, stating fully its reasons for any action that may be taken, will be mailed to you.

Yours truly,

Acting Chairman.

[illegible]

Muskogee, Indian territory, October 18, 1900.

Wirt Randolph,

Wynnewood, Indian territory.

Dear Sir:

The Commission is in receipt of your letter of the 10th instant in the matter of the protest filed by the representatives of the Choctaw Nation to your final enrollment as a citizen by intermarriage of the ChoctawNation.

You state in your letter that you are able to furnish proof showing that at the time you were married that the Choctaw Nation would not issue marriage licenses, claiming that they had stopped the issue of such licenses to white men marrying Choctaw Indians.

The Commission informed you on September 18th, that the question raised to yourenrollment was under your second marriage but that there was a sufficient statement of facts upon which a decision could be rendered and in your case it would not be necessary for you to appear before the Commission at its session at Atoka, beginning December 3rd, next.

This letter is not to be construed as prohibiting you from introducing any additional testimony you may desire in support of your application but merely to inform you that if you do not desire to appear at the session at Atoka, such appearance will not be necessary.

The purpose of the Commission in making the appointment at Atoka for December, was with the idea of hearing all testimony

W. R. 2.

that might be offered in support of claimants or of the Nations in doubtful cases, so that as soon thereafter as practicable the Commission could take up and pass upon these doubtful claimants to citizenship in the Choctaw and Chickasaw Nation.

If you therefore desire to offer additional testimony in support of your application, you will be heard at the session of the Commission in Atoka, beginning December 3rd, 1900 and as soon thereafter as practicable the Commission will undertake to dispose of these doubtful claims and a decision will be rendered in each case, a copy of which will be mailed to the applicant, stating fully therein the reason for any action the Commission may take in any case.

Yours truly,

Acting Chairman.

7-D-499

Muskogee, Indian Territory, October 26, 1900.

Wirt Randolph,

Wynnewood, Indian Territory.

Dear Sir:

The Commission is in receipt of your letter of the 22nd instant in the matter of the protest to your enrollment as a citizen by intermarriage of the Choctaw nation and in which you furnish the Commission with certain information as to your marriage.

As the Commission has written you in previous letters, we cannot at this time go into the merits of these doubtful claims in which the Choctaw nation has filed a protest. The appointment of the Commission at Atoka was made for this special purpose so that the Commission could there and then give its full and undivided attention to these cases and fully go into the merits of them, but cannot prior to that time undertake to pass upon the rights of any parties to enrollment in either the Choctaw or Chickasaw Nation.

If you desire to present your case to the Commission at its session at Atoka, you will be allowed to do so and also to introduce any additional testimony of witnesses that you may desire to offer.

Yours truly,

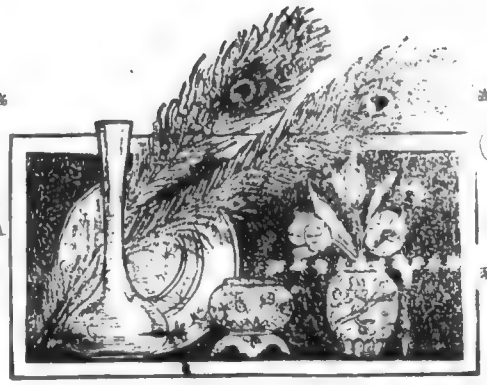
Acting Chairman.

This is to certify that the foregoing marriage license and marriage certificate of Wirt Randolph and Miss Minnie Cooper being recorded in marriage record book C on page 88 this the 11th day of September A D 1899

Attest Sam Imotichey clerk
Pontotoc County
C. N.

199

CHICKASAW NATION



COUNTY OF ~~PICKENS~~ Pontotoc.

To Any Judge of The County or District Court, Ordained Minister of The Gospel in and for Said County of ~~Pickens~~ Pontotoc.

GREETING:

You Are Authorized to Solemnize The

RITES OF MATRIMONY

BETWEEN MR. Wirt Randolph And Miss Minnie Cooper

And make due Return to the clerk of the County Court within Thirty Days thereafter certifying your action Under This License.

Witness my Official Signature and Seal of Office, ~~Pickens~~ Pontotoc County Court-House, this Church ~~Sept. #9~~ day of September 1899.

By Simon Wolf
DEPUTY

X ~~Jno. Simon Wolf~~
Judge County Court, ~~Pickens~~ County.

I, Judge Simon Wolf hereby certify that on the 10" day of September A. D. 1899, I United in Marriage Wirt Randolph and Miss Minnie Cooper the parties above-named.

WITNESS my hand this ..... day of 189

Filed for Record ..... day ..... 189..., Recorded ..... day of ..... 189...

..... Clerk.

1/D 499

Certificate of Record of Marriage.

UNITED STATES OF AMERICA,)
THE INDIAN TERRITORY.) sct.
SOUTHERN DISTRICT.)

I, C. M. CAMPBELL, Clerk of the United States Court in the Territory and District aforesaid, DO HEREBY CERTIFY, that the License for, and Certificate of Marriage of Mr. Wirt Rowdolph and M Minnie E Cooper were filed in my office in said Territory and District the 20 day of Sep A. D. 189 8, and duly recorded in Book 487 of Marriage Record, page 5.

WITNESS my hand and seal of said Court, at Ardmore, this 5 day of Oct A. D. 189 8.

C. M. CAMPBELL, CLERK.

By DEPUTY.

ARDMOREITE JOB PRINT, ARDMORE, I. T.

FILED

SEP 20 1898 5 PM

C. M. CAMPBELL, Clerk.

No. [redacted]

MARRIAGE LICENSE.

UNITED STATES OF AMERICA,
THE INDIAN TERRITORY,
Southern District.

To Any Person Authorized by Law to Solemnize Marriage--GREETING:

You are Hereby Commanded, To solemnize the Rite and publish the BANNS OF MATRIMONY between Mr Wirt Randolph of Wynnewood in the Indian Territory, aged 25 years, and Mr Minnie G. Cooper, of Wynnewood in the Indian Territory, aged 23 years, according to law, and do you officially sign and return this License to the parties therein named.

WITNESS my hand and official Seal, this 9 day of Sept. A. D. 1898.

C. M. Campbell
Clerk of the United States Court.

Certificate of Marriage.

UNITED STATES OF AMERICA,
The Indian Territory,
SOUTHERN DISTRICT.

I, J G Tripp a Minister of the Gospel do hereby certify, that on the 15 day of Sept A. D. 1898, I did duly and according to law, as commanded in the foregoing License, solemnize the Rite and publish the Banns of Matrimony between the parties therein named.

WITNESS my hand this 15 day of Sept A. D. 1898.

My credentials are recorded in the office of the Clerk of the United States Court, Indian Territory, Southern District, at Ardmore, Book A Page [illegible]

filed March 25/96

J G Tripp
a Minister of the Gospel

NOTE (a)—This License and Certificate of Marriage must be returned to the office of the Clerk of the United States Court in the Indian Territory, at Ardmore, within sixty days from the date thereof, or the party to whom the License was issued will be liable in the amount of One Hundred Dollars ($100.00.)

NOTE (b)—No person is authorized to perform the marriage ceremony in the Southern District, unless the proper credentials have first been recorded in the Clerk's office of Ardmore.

(Copy)

No.....

MARRIAGE LICENSE.

UNITED STATES of AMERICA,)
)
The Indian Territory,)ss. TO ANY PERSON AUTHORIZED BY LAW TO SOLEMNIZE MARRIAGE, G R E E T I N G
)
Southern District.)

YOU ARE HEREBY COMMANDED to solemnize the Rite and publish the Banns of M A T R I M O N Y, between

Mr. Wirt Randolph, of Wynnewood, in the Indian Territory, aged 25 years, and

M Minnie G. Cooper, of Wynnewood, in the Indian Territory, aged 23 years,

according to law, and do you officially sign and return this LICENSE to the parties therein named.

WITNESS MY HAND and Official Seal, this 9 day of Sept. A.D. 1898.

(signed) C. M. CAMPBELL,
Clerk of the United States Court.

(SEAL)

CERTIFICATE OF MARRIAGE.

United States of America,:
The Indian Territory, :
Southern District. :

I, J. G. Tripps, a minister of the Gospel, do hereby certify that on the 15 day of ~~Sept.,A.D.1898,~~ I did duly and according to law, as commanded in the foregoing license, solemnize the rite and publish the banns of Matrimony between the parties therein named.

Witness my hand this 15 day of Sept. A. D., 1898.

My credentials are recorded in the office of the Clerk of the United States Court, Indian Territory, Southern District, at Ardmore, Book A, page (not given).

(signed) J. G. TRIPP,
a Minister of the Gospel.

(in pencil) Filed March 25/98.

(Copy)

Certificate of Record of Marriage.

United States of America, :
The Indian Territory, : set.
Southern District. :

I, C. M. Campbell, Clerk of the United States Court in the Territory and District aforesaid, do hereby certify that the license for and Certificate of marriage of Mr. Wirt Randolph and M Minnie G. Cooper, were filed in my office in said Territory and District the 20th day of Sept., A.D.1898, and duly recorded in Book 487 of Marriage Record, page C.

Witness my hand and seal of said Court at Ardmore, this 8 day of Oct., A. D. 1898.

C. M. Campbell, Clerk.

Filed Sept. 20, 1898, 5 PM
C. M. Campbell, Clerk.

(Copy)

CHICKASAW NATION, [redacted] COUNTY OF PONTOTOC.

TO ANY JUDGE OF THE COUNTY OR DISTRICT COURT, ORDAINED MINister of the Gospel in and for said County of Pontotoc, GREETING:

You are authorized to solemnize the RITES OF MATRIMONY

between
MR. WIRT RANDOLPH,
and
MISS MINNIE COOPER

and make due return to the Clerk of the County Court within Thirty days thereafter, certifying your action UNDER THIS LICENSE.

WITNESS MY OFFICIAL SIGNATURE and Seal of office, Pontotoc County Court House, this 9" day of September, 1899.

(SEAL) (signed) SIMON WOLF,
Judge County Court Pontotoc County.

By Simon Wolf, Deputy.

I, Judge Simon Wolf, hereby certify that on the 10" day of September, A. D. 1899, I united in marriage Wirt Randolph and Miss Minnie Cooper, the parties above named.

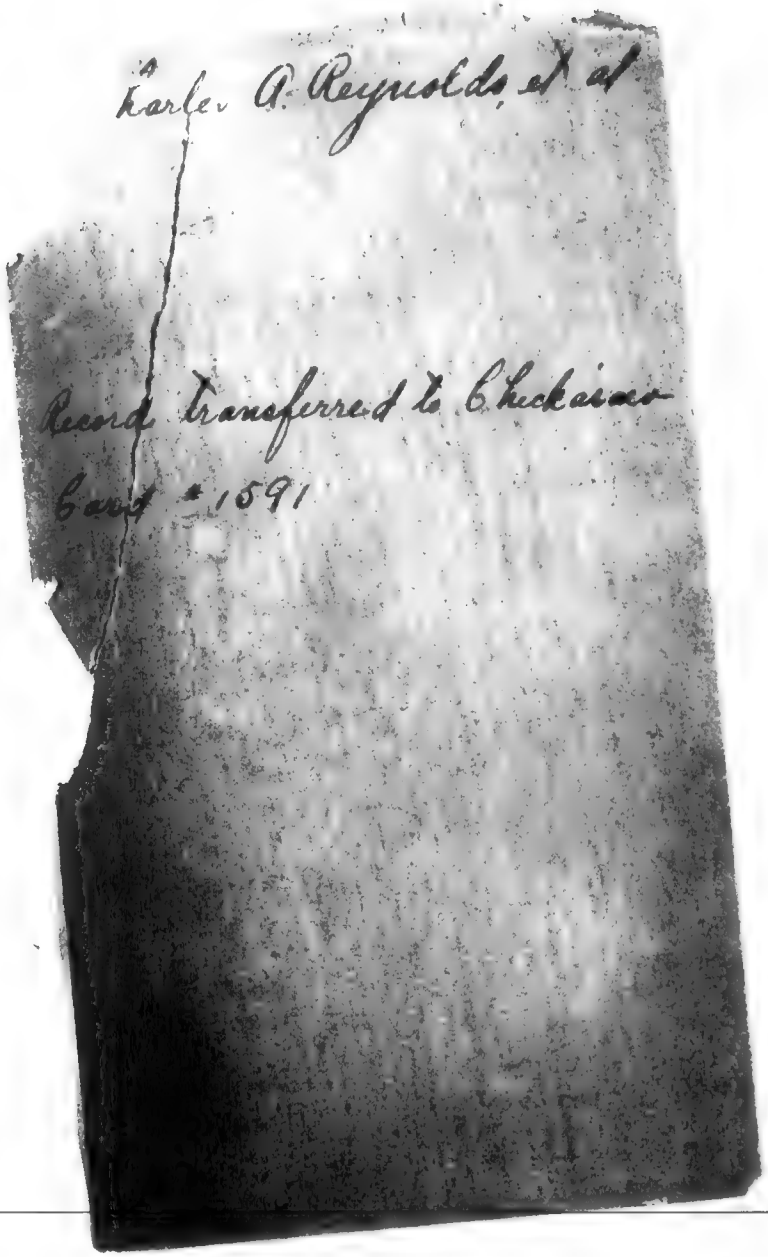
Witness my hand this.....day of.....189.....

This is to certify that the foregoing marriage license and marriage certificate of Wirt Randolph and Miss Minnie Cooper being recorded in Marriage Record Book C on page 88, this the 11th day of September, A. D. 1899.

Attest: (signed) SAM IMOTICHEY, Clerk
Pontotoc County, C.N.

103 Charles A. Reynolds et al

~~missing~~ Record transferred to Chickasaw card #1591



Charles A. Reynolds, et al

Record transferred to Chickasaw

Card #1591

104 Jerry Carson Granted choc

see Choctaw #D 441

DEPARTMENT OF THE INTERIOR,
COMMISSION TO THE FIVE CIVILIZED TRIBES.

Record in the matter of the application for the enrollment as a citizen by intermarriage of the Choctaw Nation of-

CHARLES W. SEE, 7-D-441.

Commission to the Five Civilized Tribes,

South McAlester, Indian Ter.

In the enrollment of Charles W. See as an intermarried Choctaw; being sworn and examined by Com'r McKennon he states:

Q What is your name? A Charles W. See.

Q How old are you? A Twenty-five.

Q You present here a license issued March 15th, 1899, issued by Simon Wolf, County and Probate Judge of Pontotoc County, Chickasaw Nation, to marry Miss Hybernia Carson, were you married to her before? A Yes sir.

Q Where? A In the Chickasaw Nation.

Q When? A 12th day of February last.

Q Under the United States law? A Yes sir.

Q Were you separated or divorced from her? A No sir.

Q Then her name wasn't Hybernia Carson when you married her the next time, but it was See? A Yes sir.

Q Was she admitted by the court? A Yes sir.

Q Where? A At Paul's Valley.

Q I mean was she admitted by the United States Court, or was she an old citizen? A She was an old citizen.

Q She was not a court citizen then? A No sir, I suppose not; she was a resident of this country. Born and raised here.

Q Was she recognized as a citizen always? A Yes sir, by blood.

Q By Chick. Com'r Maytubby: Who is she? A Jerry Carson's daughter.

Examined by Choc Att'y Shackelford:

Q Where were you living when you got a license? A At Eren Springs.

Q In the Chickasaw Nation? A Yes sir.

Q Where did you marry her? A At Eren Springs.

Q How long had you been living there? A About nine years.

Q Was she living there also? A Yes sir.

Q How long had she been living there? A All her life I guess.

Department of the Interior,
Commission to the Five Civilized Tribes.

I hereby [illegible] on my official oath as stenographer [illegible] Commission, that this transcript is a true and correct transcription of my stenographic notes.

M D Green

26441

[illegible]

[illegible]

[illegible]

I hereby certify that the aforegoing marriage license and marriage certificate were recorded by me in Marriage Record book C, page 52 this the 30th day of March 1899

Sam Tinsleehey Clerk
Pontotoc County Ok
Ind Ter

Whereas I the undersigned Authority have had duly presented to me the petition of five citizens of the Chickasaw Nation or Indians certifying that Charles N. Lee of Pontotoc County I.T. a citizen of the United States of North America and who has been a resident of the Chickasaw Nation for the last Past Two years whos age is twenty five years and Miss Hibernia Carson a citizen and member by blood of the Choctaw Tribe and Nation of Indians and whos age is twenty one years both of whom reside in Pontotoc County I.T. near Erin Springs are eligible suitable and proper persons to be united in the Holy bonds of matrimony under and by virtue of the laws of the Chickasaw Nation of Indians Now therefore by virtue of the authority in me by law vested

the said Charles W. See and Miss Hibernia Carson are hereby duly and lawfully licensed and are authorized to be united in marriage by the Holy bonds of matrimony and in testimony of such authority I have hereunto set my hand and official seal of office.

This 15 day of March 1899.

Simon Wolf
County & Prob Judge
Pontotoc county C.N.

I. F. C. Mabery A Minerester of the Gospil did accoden to Law. Invested in me. I did Solemise In Holy bonds of Matrimonia. Charles W. See and Hibernia Carson

This March 19th 1899 A.D.

Witness F. P. See
M. A. See

F. C. Mabery

7-D-441

DEPARTMENT OF THE INTERIOR,
COMMISSION TO THE FIVE CIVILIZED TRIBES.
Pauls Valley, Indian Territory, October 21, 1902.

In the matter of the application for enrollment of Charles W. See as a citizen by intermarriage of the Choctaw Nation.

Said Charles W. See, being first duly sworn, testified as follows:

Examination by the Commission.

Q What is your name? A Charles W. See.
Q How old are you? A Twenty-eight.
Q What is your postoffice address? A Erin Springs.
Q How long have you lived in the Chickasaw Nation? A Twelve years.
Q Have you lived here cintinuously for the past twelve years? A Yes sir.
Q You are a white man? A Yes sir.
Q And an applicant for enrollment as a citizen by intermarriage of the Choctaw Nation? A Yes sir.
Q What is the name of your Choctaw wife through whom you claim your rights as an intermarried citizen? A Hibernia Carson.
Q When and where were you married to her? A Erin Springs.
Q Chickasaw Nation? A Yes sir.
Q When? A In 1899.
Q How many times have you been married to her? A Twice.
Q Where were you married to her first? A Erin Springs.
Q In 1899? A Yes sir.
Q What time? A February 12th.
Q Under a United States license? A Yes sir.
Q You married her a second time and that time under a Chickasaw licens e, did you? A Yes sir.
Q How long had she lived in the Chickasaw Nation when you married her under this Chickasaw license? A She was born and raised here.
Q She had lived here all her life, then? A Yes sir.
Q What did you pay for that license? A Fifty dollars.
Q From whom did you procure it? A Simon Wolf.
Q What official position did he hold at that time? A Judge, I think.
Q County Judge? A Yes sir.
Q Have you and Hibernia Carson been living together as husband and wife continuously since your marriage in February, 1899, under this United States license? A Yes sir.
Q And you have been living in the Chickasaw Nation all the time? A Yes sir.
Q You are living together now and are both bona fide residents of this Nation? A Yes sir.
Q Had you ever been married before you married this woman? A No sir.
Q Had she ever been married before she married you? A No sir.

Ira S. Miles, being first duly sworn, states that as stenographer

to the Commission to the Five Civilized Tribes he reported in full all proceedings had in the above entitled cause, heard at Pauls Valley, Indian Territory, October 21, 1902, and that the foregoing is a full, true and correct transcript of his stenographic notes taken in said proceedings on said date.

Subscribed and sworn to before me this the 29 day of October, 1902.

Notary Public.

LQD

7-D-441

DEPARTMENT OF THE INTERIOR,
COMMISSION TO THE FIVE CIVILIZED TRIBES.

In the matter of the application for the enrollment of Charles W. See as a citizen by intermarriage of the Choctaw Nation.

- D E C I S I O N -

It appears from the record herein that Charles W. See, on March 19, 1899, was married in accordance with the laws, customs and usages of the Chickasaw Nation to Hibernia See (nee Carson), a recognized and enrolled citizen by blood of the Choctaw Nation, whose name appears as No.204 upon the lists prepared by this Commission under the Act of Congress approved July 1, 1902 (32 Stats.,641) of persons entitled to enrollment as citizens by blood of the Choctaw Nation and approved by the Secretary of the Interior on December 12, 1902; that at the time of said marriage both persons above mentioned were residents in good faith of the Chickasaw Nation and that they have lived together continuously in said nation as husband and wife from the date of said marriage up to and including September 25,1902.

It is, therefore, the opinion of this Commission that Charles W. See should be enrolled as a citizen by intermarriage of the Choctaw Nation, under the provisions of the Acts of Congress approved June 28, 1898 (30 Stats., 495) and July 1,,1902 (32 Stats., 641), and it is so ordered.

COMMISSION TO THE FIVE CIVILIZED TRIBES,

Chairman.

COMMISSIONER.

COMMISSIONER.

Muskogee, Indian Territory,

MAY 1 1903.

COPY.

Choctaw D-441.

Muskogee, Indian Territory, May 1, 1903.

Charles W. See,

Erin Springs, Indian Territory.

Dear Sir:

Inclosed herewith you will find a copy of the decision of the Commission, rendered May 1, 1903, granting your application for enrollment as a citizen by intermarriage of the Choctaw Nation.

The attorneys for the Choctaw and Chickasaw Nations have been furnished a copy of this decision and have been allowed fifteen days from this date within which to file protest against the action of the Commission in enrolling you as a citizen of the Choctaw Nation. If at the expiration of that time no protest has been filed, your name will be placed upon the final rolls of the citizens of the Choctaw Nation, to be submitted to the Secretary of the Interior for his approval.

Respectfully,

Tams Bixby,

Chairman.

Registered.

Ans. All. 81.

Choctaw D-85.

COPY.

Muskogee, Indian Territory, May 1, 1903.

Mansfield, McMurray & Cornish,

Attorneys for Choctaw and Chickasaw Nations,

South McAlester, Indian Territory.

Gentlemen:

Inclosed herewith you will find a copy of the decision of the Commission, rendered May 1, 1903, granting the application for the enrollment of Charles W. See, as a citizen by intermarriage of the Choctaw Nation.

You are hereby advised that you will be allowed fifteen days from this date within which to file protest against the action of the Commission in enrolling the applicant herein as a citizen of the Choctaw Nation. If at the expiration of that time no protest has been filed, the name of the applicant will be placed upon the final rolls of the citizens of the Choctaw Nation, to be submitted to the Secretary of the Interior for his approval.

Respectfully,

(SIGNED)

Tams Bixby.

Chairman.

Registered.

Mmq. ALI. 22.

Muscogee, Indian Territory,

August 18th, 1900.

Charles W. See,

Erin Springs, Indian Territory,

Dear Sir:

You are hereby notifiedthat the Choctaw Nation, through its attorneys, Messrs McKennon, Mansfield, Mcmurray, & Cornish, has filed with this Commission a notice of protest to your enrollment as a citizen of the Choctaw Nation.

The Commission, commencing December 3rd, 1900, will hold a session at Atoka, Indian Territor . At that time both you and the Choctaw Nation will be permitted to offer additional testimony and written arguments in this case, andthis hearing will be final.

Yours truly,

Acting Chairman.

7-D-441.

Muskogee, Indian Territory, September 18, 1900.

Charles W. See,

Erin Springs, Indian Territory.

Dear Sir:-

Since notifying you on August 18, 1900, of the protest filed by the Choctaw Nation to your enrollment as a citizen of the Choctaw Nation, the Commission has been furnished by the Nation with the grounds upon which objection is made to your enrollment. The question raised is to your right to enrollment under your second marriage.

The Commission is in possession of sufficient statement of facts upon which a decision may be rendered and in view hence it will not be necessary for you to appear at the appointment at Atoka beginning December 3rd, 1900.

The Commission will accept and consider any written arguments on questions of law submitted on behalf of the Choctaw Na- [illegible] any time prior to March 1st, 1901.

As soon thereafter as practicable the Commission will consider and finally determine your right to enrollment and the decision of the Commission, stating fully its reasons for any action that may be taken, will be mailed to you.

Yours truly,

Acting Chairman.

T-2-441

7-104

Muskogee, Indian Territory, March 29, 1905.

Charles W. See,

Lindsay, Indian Territory.

Dear Sir:

Receipt is hereby acknowledged of the affidavits in duplicate of Hibernia See and Benjamin W. Ralston to the birth of Charles Clifford See, son of Charles W. and Hibernia See, January 23, 1904, and the same have been filed with our records as an application for the enrollment of said child.

Respectfully,

Chairman.

DEPARTMENT OF THE INTERIOR.

COMMISSION TO THE FIVE CIVILIZED TRIBES.

In the matter of the application for the enrollment as a citizen by intermarriage of-

JERRY CARSON 7-104.

Department of the Interior,
Commission to the Five Civilized Tribes.
Pauls Valley, Indian Territory, October 20, 1902.

Choctaw, No. 104.

In the matter of the application of Jerry Carson for enrollment as a citizen by intermarriage of the Choctaw Nation.

Jerry Carson being duly sworn testifies as follows:

Examination by the Commission.

Q What is your name? A Jerry Carson.
Q How old are you? A Fifty-six.
Q What is your post office address? A Erin Springs.
Q How long have you lived in the Chickasaw Nation? A About forty-eight years.
Q Lived here continuously for that length of time? A Yes sir.
Q Never made your home elsewhere? A No sir.
Q You are a white man? A Yes sir.
Q An applicant for enrollment as a citizen by intermarriage of the Choctaw Nation? A Yes sir.
Q What is the name of the woman through whom you claim your rights as an intermarried citizen? A Lula McCaughey.
Q Is she living? A No sir, she's dead.
Q She was always recognized as a citizen by blood of the Choctaw Nation? A Yes sir.
Q Her rights were never in any manner questioned? A No sir, never doubted.
Q When were you married to her? A In 1874.
Q Were you ever married before you married her? A No sir.
Q Was she ever married before she married you? A No sir.
Q Where were you married to her? A Right here in Pauls Valley.
Q You say your wife is dead? A Yes sir.
Q When did she die? A November 6, 1893.
Q Did you live with this woman continuously from the time of your marriage in 1874 up until her death in 1893? A Yes sir.
Q Was there ever any separation, desertion or divorce? A No sir.
Q Have you since her death re-married? A No sir.
Q You are still her widower? A Yes sir.
Q Did you obtain a license to marry this woman? A There was no license law in 1874; brought in a minister though;--- we were married according to Chickasaw law at that time.

W. H. Martin being duly sworn on oath states that as stenographer to the Commission to the Five Civilized Tribes he recorded in full the above proceedings at Pauls Valley, Indian Territory, on the 20th day of October, 1902, and that the above and

foregoing is a full true and correct transcript of his stenographic notes in the same.

W H Martin

Subscribed and sworn to before me this 13 day of October, 1902.

C S Hamm

Notary Public.

Department of the Interior,
Commission to the Five Civilized Tribes.
Pauls Valley, I. T., October 20, 1902.

Choctaw No. 104

In the matter of the application for enrollment as a citizen by intermarriage of the Choctaw Nation of Jerry Carson.

Additional testimony.

Noah Lael being called as a witness after being first duly sworn testifies with reference to this application as follows:

Examination by the Commission.

Q What is your name? A Noah Lael.
Q How old are you? A Fifty-three.
Q What is your post office address? A Wynnewood.
Q Do you know Jerry Carson? A Yes sir.
Q How long have you known him? A Since '72.
Q Do you know his wife, Lula Carson? A Yes sir.
Q What was her maiden name? A Lula McCaughey.
Q Was she a citizen of the Choctaw Nation? A She was supposed to be by everybody.
Q When did Jerry Carson marry her? A He was married about '74.
Q Were you present when they were married? A No sir, I was at a boarding house here in Pauls Valley and he come from the Parson's house and stayed all night after they were married.
Q Were they married under a Choctaw tribal license? A I dont know what license.
Q You have known Jerry Carson ever since then? A Yes sir.
Q He and this woman have lived together continuously as man and wife? A Thats my understanding; I have not been around them very much lately but thats my understanding that they have lived together all the time.

Witness excused.

Alzira Murray being called as a witness after being duly sworn testifies as follows:

Examination by the Commission.

Q What is your name? A Alzira Murray.
Q How old are you? A Fifty-three.
Q What is your post office address? A Erin Springs.
Q Do you know Jerry Carson? A Yes sir.
Q How long have you known him? A I have known him since 1868, I believe it is.
Q Did you know his wife? A She is my sister.
Q Lula Carson is your sister? A Yes sir.
Q Your maiden name was McCaughey and her name was McCaughey before she married? A Yes sir.

Q Were you present when Jerry Carson married your sister? A No sir.
Q Where were they married? A Pauls Valley.
Q Did they obtain a Chickasaw or Choctaw tribal license? A I dont know? I dont think it was required then.
Q When were they married? A In 1874.
Q Have they lived together since then? A Yes sir.
Q Been no separation, desertion or divorce? A No sir.

Witness excused.

Emmet McCaughey being called as a witness after being duly sworn testifies as follows:

Examination by the Commission.
Q What is your name? A Emmet McCaughey.
Q How old are you? A Fifty-five.
Q Your post office address? A Erin Springs.
Q Do you know Jerry Carson? A Yes sir.
Q How long have you known him? A I guess ever since about 1868.
Q Did you know his wife? A Yes sir.
Q What was her name? A Lula McCaughey.
Q Your sister? A Yes sir.
Q When were they married? A In 1874.
Q Were you present at their marriage? A No sir.
Q Where were they married? A Here in Pauls Valley.
Q Did they live together since their marriage up until her death? A Yes sir.
Q Always recognized as man and wife? A Yes sir.
Q His rights as an intermarried citizen of the Choctaw Nation have never been questioned? A No sir, not that I know of.

Witness excused.

Samuel J. Garvin being called as a witness after being duly sworn testifies as follows:

Examination by the Commission.
Q What is your name? A Samuel J. Garvin.
Q How old are you Mr. Garvin? A Fifty-nine my next birthday.
Q You are a resident of Pauls Valley? A Yes sir.
Q How long have you lived in this countyy? A Since '66.
Q Do you know Jerry Carson? A Yes sir.
Q How long have you known him? A Since '67 or 8.
Q Did you knew his wife, Lula Carson? A Yes sir.
Q What was her maidden name? A Lula McCaughey.
Q When were they married? A In '73 or 4, near there.
Q Were you present? A No sir.
Q You know they were married? A Only I have been at their house often since until she died.
Q Never has been any question as to their marriage? A No sir.
Q They lived together as man and wife until the time of her death? A Yes sir, raised a family of children.

Witness excused.

Jerry Carson-------3

W. H. Martin being first duly sworn on oath states that as stenographer to the Commission to the Five Civilized Tribes he recorded in full the above proceedings at Paula Valley, Indian Territory on the 20th day of October, 1902, and that the within and foregoing is a full true and correct transcript of his stenographic notes in the same.

W H Martin

Subscribed and sworn to before me this 13 day of October, 1902.

C S Hammon

Notary Public.

W.F.
[illegible]

7-104.

DEPARTMENT OF THE INTERIOR.
COMMISSION TO THE FIVE CIVILIZED TRIBES.

In the matter of the application for the enrollment of Jerry Carson as a citizen by intermarriage of the Choctaw Nation.

--: D E C I S I O N :--

It appears from the record herein that Jerry Carson in the year 1874 was married in accordance with the laws, customs and usages of the Chickasaw Nation to Lula Carson (nee McCaughey), a recognized and enrolled citizen by blood of the Choctaw Nation, who is identified upon the 1893 Choctaw Leased District Payment Roll, Chickasaw District, page 10, number 105, enrolled thereon as a citizen by blood of said Nation; that at the time of said marriage both persons above mentioned were residents in good faith of the Chickasaw Nation and that they have lived together continuously as husband and wife in said Nation from the date of said marriage until the death of the said Lula Carson on November 6, 1893, since which time the applicant herein had continued to reside in the Chickasaw Nation and had not remarried up to and including September 25, 1902.

Upon an examination of the tribal rolls in the possession of the Commission the applicant is identified upon the 1896 Choctaw Census Roll, Chickasaw District, as number 14444, enrolled thereon as a citizen by intermarriage.

It is, therefore, the opinion of this Commission that Jerry Carson should be enrolled as a citizen by intermarriage of the Choctaw Nation, in accordance with the provisions of the acts of Congress approved June 28, 1898 (30 Stat., 495), and July 1, 1902 (32 Stat., 641), and it is so ordered.

COMMISSION TO THE FIVE CIVILIZED TRIBES.

[signature]
Chairman.

[signature]
Commissioner.

C. R. Breckinridge
Commissioner.

Muskogee, Indian Territory,
MAY 28 1904

Choctaw 104

Muskogee, Indian Territory, May 28, 1904.

Jerry Carson,

Erin Springs, Indian Territory,

Dear Sir:

Inclosed herewith you will find a copy of the decision of the Commission to the Five Civilized Tribes, rendered May 28, 1904, granting your application for enrollment as a citizen by intermarriage of the Choctaw Nation.

The attorneys for the Choctaw and Chickasaw Nations have been furnished a copy of this decision and have been allowed fifteen days from the date hereof within which to file protest against the action of the Commission in enrolling you as a citizen of the Choctaw Nation. If at the expiration of said time no protest has been filed, your name will be placed upon the final rolls of the citizens of the Choctaw Nation to be submitted to the Secretary of the Interior for his approval.

Respectfully,

(SIGNED)

Tams Bixby.

Chairman.

Registered.

Encl. T-104.

Choctaw 104

Muskogee, Indian Territory, May 28, 1904.

Mansfield, McMurray & Cornish,

Attorneys for Choctaw and Chickasaw Nations,

South McAlester, Indian Territory,

Gentlemen:

Inclosed herewith you will find a copy of the decision of this Commission, rendered May 28, 1904, granting the application of Jerry Carson for enrollment as a citizen by intermarriage of the Choctaw Nation.

You are hereby advised that you will be allowed fifteen days from the date hereof within which to file protest against the action of the Commission in enrolling said Jerry Carson as a citizen of the Choctaw Nation. If at the expiration of said time no protest has been filed, his name will be placed upon the final rolls of the citizens of the Choctaw Nation to be submitted to the Secretary of the Interior for his approval.

Respectfully,

(SIGNED)

Tams Bixby.

Chairman.

Registered.

Encl. 7-104.

IN RE

Application for Enrollment of

INFANT CHILD.

Lola Sue.

As a citizen of the

Choctaw Nation.

Approved 1

Commissioner.

FILED
JUN 5 1900
COMMISSION TO FIVE TRIBES

Choctaw
104

Department of the Interior,

COMMISSION TO THE FIVE CIVILIZED TRIBES.

IN RE Application for Enrollment, as a citizen of the Choctaw Nation,

of Lula See, born on the 23 day of March, 1900.

Name of father: Chas See, a citizen of the Choctaw Nation.

Name of mother: Hybernie See, a citizen of the Choctaw Nation.

Post Office: Emi Springdale Ark

AFFIDAVIT OF MOTHER.

UNITED STATES OF AMERICA,
INDIAN TERRITORY,
District.

I, Hubernie See, on oath, state that I am 23 years of age and a citizen, by Blood, of the Choctaw Nation; that I am the lawful wife of Chas See who is a citizen, by adoption, of the Choctaw Nation; that a Female child was born to me on the 23 day of Mar., 1900; that said child has been named Lula, and is now living.

Hibernia See

Subscribed and sworn to before me this 29 day of May, 1900

J W Eagan
Notary Public.

AFFIDAVIT OF ATTENDING PHYSICIAN, OR MIDWIFE.

UNITED STATES OF AMERICA,
INDIAN TERRITORY,
District.

I, W A Ewing, a Physician, on oath, state that I attended on Mrs. Hybernie See, wife of Chas. See on the 23 day of Mar., 1900; that there was born to her on said date a Female child; that said child is now living and is said to have been named Lula.

W A Ewing M.D.

Subscribed and sworn to before me this 29 day of May, 1900.

J W Eagan
Notary Public.

28

CHOCTAW.

INDEXED

20

IN RE

Application for Enrollment of

INFANT CHILD

[illegible]

as a citizen of the

Choctaw Nation.

JAN -7 1902

Approved, 190

Commissioner.

DEPARTMENT OF THE INTERIOR,
COMMISSION TO THE FIVE CIVILIZED TRIBES.
FILED
JAN 7 1902

ACTING CHAIRMAN.

CHOCTAW.

104

DEPARTMENT OF THE INTERIOR.

COMMISSION TO THE FIVE CIVILIZED TRIBES.

IN RE Application for Enrollment, as a citizen of the Chickasaw Nation,

of Ellis Lee (Here insert name of child), born on the 3rd day of Dec, 1901

Name of Father: Charles W Lee, a citizen of the Chickasaw Nation.

Name of Mother: Hibernia, a citizen of the Chickasaw Nation.

P. O. Office, Erin Springs I.T.

AFFIDAVIT OF MOTHER.

UNITED STATES OF AMERICA, INDIAN TERRITORY. } District.

I, Hibernia Lee, on oath state that I am 24 years of age and a citizen, by Blood, of the Chickasaw Nation; that I am the lawful wife of Charles W Lee, who is a citizen, by Marriage, of the Chickasaw Nation; that a female (male or female) child was born to me on the 3rd day of December 1901; that said child has been named Ellis Lee, and is now living.

WITNESSES TO MARK: Hibernia Lee

(Must be Two Witnesses.) Hibernia Lee

Subscribed and sworn to before me this 28th day of Dec 1901.

W. B. Piper, NOTARY PUBLIC.

AFFIDAVIT OF ATTENDING PHYSICIAN, OR MIDWIFE.

UNITED STATES OF AMERICA, INDIAN TERRITORY. } District.

I, Benj. W. Raleston, a Physician, on oath state that I attended on Mrs. Chas. Lee, wife of Chas. Lee, on the 3rd day of December, 1901; that there was born to her on said date a female (male or female) child; that said child is now living and is said to have been named Ellis Lee.

Benj. W. Raleston M.D.

WITNESSES TO MARK: Hibernia Lee

(Must be Two Witnesses.)

Subscribed and sworn to before me this 28th day of Dec 1901.

W. B. Piper, NOTARY PUBLIC.

My Commission expires Mar 5th 1905.

105	Salina	Dunn et al	Granted	Choc

Choctaws

Salina Dunn
age 65

page 151 CCR No 2
Checkasaw Dist

Alfred Dunn page 151
age 38 CCR No 2

~~[illegible]~~

Choctaws Residing
in Checkasaw Dist

---

ok Bit Cy 105

CHOCTAW.

32.

IN RE
THE DEATH OF

a citizen of the

Nation.

Approved 1902 *1*

Commissioner.

DEPARTMENT OF THE INTERIOR,
COMMISSION TO THE FIVE CIVILIZED TRIBES.
FILED
JUL 14 1902

ACTING CHAIRMAN.

CHOCTAW.
7-109

DEPARTMENT OF THE INTERIOR,

COMMISSION TO THE FIVE CIVILIZED TRIBES.

In the matter of the death of Alfred Dunn
(Here insert name of deceased.)
a citizen of the Choctaw Nation, who formerly resided at or near
Purcell, Ind. Ter., and died on the 12 day of November,
(Here insert name of post office.)
1901.

AFFIDAVIT OF RELATIVE.

UNITED STATES OF AMERICA,
(INDIAN TERRITORY.)
Central District.

I, Wm M. Dunn on oath state that I am 39 years of age and a citizen, by blood, of the Choctaw Nation; that my post office address is Atoka, Ind. Ter.; that I am a brother of Alfred Dunn,
(Here insert name of post office.) (State relationship, as: the father; an uncle; a cousin, etc.) (Here insert name of deceased.)
who was a citizen, by blood, of the Choctaw Nation; and that said Alfred Dunn died on the 12 day of November, 1901.
(Here insert name of deceased.)

Wm M. Dunn

WITNESSES TO MARK:

(Must be Two Witnesses.)

Subscribed and sworn to before me this 7th day of July 1902.

K D Smebaugh
Notary Public.

AFFIDAVIT OF ACQUAINTANCE.

UNITED STATES OF AMERICA,
(INDIAN TERRITORY.)
Central District.

I, W. C. York, on oath state that I am 50 years of age, and a citizen, by Marriage, of the Choctaw Nation; that my post office address is Atoka, Ind. Ter.;
(Here insert name of post office.)
that I am personally acquainted with Alfred Dunn,
(Here insert name of deceased.)
who was a citizen, by blood, of the Choctaw Nation; that said Alfred Dunn died on the 12 day of November, 1901.
(Here insert name of deceased.)

W C York

WITNESSES TO MARK:

(Must be Two Witnesses.)

Subscribed and sworn to before me this 7th day of July 1902.

K D Smebaugh
Notary Public.

106 Rosa L. Harris et al Granted Chic

DEPARTMENT OF THE INTERIOR,
COMMISSION TO THE FIVE CIVILIZED TRIBES.

The record herein is in the matter of the application for the enrollment as a citizen by inrermarriage of the Choctaw nation of

JONAS R. HARRIS, 7 - 3107

Choctaw #3107.
Intermarried.

Department of the Interior.
Commission to the Five Civilized Tribes.
South McAlester, Indian Territory.
December 12, 1902.

-:-

In the matter of the application of Jonas R. Harris for enrollment as an intermarried citizen of the Choctaw Nation.

Jonas R. Harris being first duly sworn testified as follows:

Examination by the Commission:

Q What is your name? A Jonas R. Harris.
Q How old are you? A Sixty-three last August.
Q What is your post office address? A Chickasha.
Q How long have you been a resident of the Chickasaw Nation? A Four years.
Q Where did you live prior to that time? A Creek Nation for two years.
Q How long have you been living in the Territory? A 27 or 28 years.
Q Do you claim intermarried rights in the Choctaw Nation? A I don't know, yes, sir.
Q What is the name of your Choctaw wife through whom you claim? A Rosa L. Dunn.
Q Is she a recognized and enrolled citizen of the Choctaw Nation? A She is.
Q Have her rights as such ever been disputed? A No, sir.
Q When were you married to this woman? A June 28, 1886.
Q Where was this marriage ceremony performed? A Atoka, Choctaw Nation.
Q At that time were both you and your wife bona fide residents of the Choctaw Nation? A yes, sir.
Q Were you married in accordance with the Choctaw tribal laws? A Yes, sir.
Q Did you obtain a tribal license? A I did.
Q From whom did you get that license? A Well now, Capt. Stanley got that license for me I gave him the scrip, I think the livense then was $25.
Q Do you know what county you got the license from? A I believe it was Red River, down about Doaksville.
Q Who performed the marriage ceremony? A J. S. Murrow
Q Were you ever married previous to Rosa Dunn? A Yes, sir.
Q How may times? Once.
Q What was the name of your former wife? A Annie Crow.
Q Was she a white woman? A Yes, sir.
Q Was she dead at the time of your marriage to this Indian woman? A Yes, sir.
Q Was Rosa L. Dunn ever married before her marriage to you? A No, sir.
Q Since your marriage to her have you lived together continuously as husband and wife up to the present time? A Yes, sir.

Choctaw #3107.
Intermarried.

Q There has been no separation of any kind whatsoever? A No, sir.
Q Are you at present living together as actual and bona fide residents of the Choctaw Nation? A Yes, sir.

--:--

Chas. Diffendaffer, being first duly sworn states that as stenographer to the Commission to the Five Civilized Tribes he reported the proceedings had in the above entitled cause, and that the foregoing as a full, true and corredt transcript of his stenographic notes taken in said cause on said date.

Chas. Diffendaffer.

Subscribed and sworn to before me this 6th day of January 1903.

Charles H. Sawyer
Notary Public.

Next

This is to Certify that in accordance with the above Authority I have united in marriage Mr J. R. Harris and miss Rosa Dunn the parties mentioned above on this the 28th Day of June 1886

J. S. Murrow
Missionary

Recorded this July 2nd 1886
G. K. Oakes Circuit
clerk 3d dist C N

I do hereby Certify that this is a true Copy of the marriage Licens of J. R. Harris now on record in the Circuit Clerks offis of the 3rd Judicial dist Choctaw Nation
Record Book No 1 Page 224.

Given under my hand and seal of office this the 24 day of Jan AD 1898

P. C. Harris
Circuit Clerk
3rd Judicial Dist. C. N.

Office of G. W. Oakes
Circuit Clerk of the 3rd Judicial
Dist Choctaw Nation

To all to whom this may Concern
This day Comes before me a petition
recomended as the Law directs from
Mr J. R Harris a Citizen of the United
States asking that Licens be granted
him to be joined in the holy bonds of
matrimony to Miss Rosa D. Lunn a
Citizen of the Choctaw Nation Now
therefore being Satisfyed that the
said J. R. Harris has Complied with
the requirements of Law I do hereby Issue
the same for the express purpose above
named Given under my hand
and Seal of Office this the 28th day
of may 1886

G. W. Oakes
Circuit Clerk 3rd Judicial
Dist Choctaw Nation

7 - 3107

DEPARTMENT OF THE INTERIOR,
COMMISSION TO THE FIVE CIVILIZED TRIBES.

In the matter of the application for the enrollment of Jonas R. Harris as a citizen by intermarriage of the Choctaw Nation.

DECISION.

It appears from the record herein that Jonas R. Harris, on June 28, 1886, was married in accordance with the laws, customs and usages of the Choctaw Nation to Rosa L. Harris (nee Dunn), a recognized and enrolled citizen by blood of the Choctaw Nation, whose name appears as number 9038 upon the lists prepared by this Commission under the act of Congress approved July 1, 1902 (32 Stat., 641), of persons entitled to enrollment as citizens by blood of the Choctaw Nation, and approved by the Secretary of the Interior on February 4, 1903; that at the time of said marriage both persons above mentioned were residents in good faith of the Choctaw Nation, and that they have lived together continuously in Indian Territory as husband and wife from the date of said marriage up to and including September 25, 1902.

It is, therefore, the opinion of this Commission that Jonas R. Harris should be enrolled as a citizen by intermarriage of the Choctaw Nation, in accordance with the provisions of the acts of Congress approved June 28, 1898 (30 Stat., 495) and July 1, 1902 (32 Stat., 641), and it is so ordered.

COMMISSION TO THE FIVE CIVILIZED TRIBES.

Chairman

COMMISSIONER.

COMMISSIONER.

COMMISSIONER.

Muskogee, Indian Territory,

JUL 20 1903

Choctaw-3107

Muskogee, Indian Territory, July 20, 1903.

Jonas R. Harris,

Chickasha, Indian Territory.

Dear Sir:

Inclosed herewith you will find a copy of the decision of the Commission, rendered July 20, 1903, granting your application for enrollment as a citizen by intermarriage of the Choctaw Nation.

The attorneys for the Choctaw and Chickasaw Nations have been furnished a copy of this decision and have been allowed fifteen days from this date within which to file protest against the action of the Commission in enrolling you as a citizen of the Choctaw Nation. If at the expiration of that time, no protest has been filed, your name will be placed upon the final rolls of the citizens of the Choctaw Nation to be submitted to the Secretary of the Interior for his approval.

Respectfully,

Commissioner in Charge.

Registered.

Enc. INS 1/20

Choctaw-3107.

Muskogee, Indian Territory, July 20, 1903.

Mansfield, McMurray & Cornish,

Attorneys for the Choctaw and Chickasaw Nations,

South McAlester, Indian Territory.

Gentlemen:

Inclosed herewith you will find a copy of the decision of the Commission, rendered July 20, 1903, granting the application of Jonas R. Harris for enrollment as a citizen by intermarriage of the Choctaw Nation.

You are hereby advised that you will be allowed fifteen days from this date within which to file protest against the action of the Commission in enrolling the applicant herein as a citizen of the Choctaw Nation. If at the expiration of that time, no protest has been filed, the name of the applicant will be placed upon the final rolls of the citizens of the Choctaw Nation to be submitted to the Secretary of the Interior for his approval.

Respectfully,

(SIGNED).

Registered.

Commissioner in Charge.

Enc. Ins. 2/20

MEMORANDA.

(Date) [illegible] 1899.

56 ✓ Name [illegible]

Choctaw? County Atoka Year 16 No. [illegible]

Chickasaw? County Year Page 391

Citizen by blood? Mother's citizenship [illegible]

Intermarried citizen? yes

Married under what law? Choc

License filed this day, Copy

33 X Wife's name, Rosie L. [illegible]

Choctaw? yes County Chick Dist Year 16 No. 6216

Chickasaw? County Year Page [illegible]

Citizen by blood? yes Mother's citizenship Choc

Intermarried citizen?

Married under what law?

License filed this day

Names of children:

13 Alfred M. Harris	County Chick Dist	Year 16	Page 151	No. 6217
	County	Year	Page	No.
	County	Year	Page	No.
	County	Year	Page	No.
	County	Year	Page	No.
	County	Year	Page	No.
	County	Year	Page	No.
	County	Year	Page	No.
	County	Year	Page	No.
	County	Year	Page	No.

Cornelius J. R. Harris
" Rosie "

B10A

Muskogee, Indian Territory, August 29, 1903.

The Honorable,

The Secretary of the Interior.

Sir:

On October 6, 1902, the Commission transmitted for departmental approval schedule number 1 of the partial roll of the citizens by blood of the Choctaw Nation, numbers 1 to 1001, inclusive, copies of which were returned to the Commission approved by the Secretary of the Interior December 12, 1902.

Referring to the names of Rosa L. Harris and Alfred M. Harris, which appear thereon opposite numbers 213 and 214, respectively, the Commission has to advise that on July 6, 1903, Rosa L. Harris appeared at the Chickasaw Land Office at Tishomingo, Indian Territory, for the purpose of selecting allotments for herself and her minor child, Alfred M. Harris, and on July 10, 1903, the said Rosa L. Harris appeared at the Choctaw Land Office at Atoka, Indian Territory, for the purpose of selecting in allotment the residue of land due herself and her said son, Alfred M. Harris.

From an examination of the record it develops that these persons are identical with Rosa L. Harris and Alfred M. Harris whose names appear opposite numbers 9038 and 9039, respectively, upon schedule No. 10 of the citizens by blood of the Choctaw Nation forwarded with our letter of January 9, 1903, copies of which were returned to

the Commission approved by the Secretary of the Interior February 4, 1903.

As allotments of land have been made to Rosa L. Harris and Alfred M. Harris, whose names appear opposite Nos. 213 and 214, the Commission has to recommend that the enrollment of Rosa L. Harris and Alfred M. Harris, Nos. 9038 and 9039, on the approved roll of Choctaw citizens be cancelled upon the schedules of citizens by blood of the Choctaw Nation in the possession of the Department, and that the Commission be authorized to cancel their enrollment upon the approved schedules of citizens by blood of the Choctaw Nation in its possession.

There are inclosed herewith copies of census cards, field numbers 106 and 3107, respectively, bearing the names of Rosa L. Harris and Alfred M. Harris.

Respectfully,

_____
Chairman.

_____
Commissioner.

_____
Commissioner.

S Ent. A.B. 23-73.

Through the
Commissioner of Indian Affairs.

D.C.27361-1903. (COPY) EAN.

ITD.677D-1903. DEPARTMENT OF THE INTERIOR,
WASHINGTON, September 26, 1903.

Commission to the Five Civilized Tribes,

Muskogee, I.T.

Gentlemen:

On August 29, 1903, you recommended that the enrollment of Rosa L. Harris and Alfred K. Harris, whose names appear opposite numbers 9038 and 9039 on schedule No. 10 of citizens by blood of the Choctaw Nation, be canceled for the reason that their names are enrolled at numbers 213 and 214, respectively, on schedule No. 1 of Choctaws by blood, and that they have received allotments under the last mentioned numbers.

Reporting September 15, the Commissioner of Indian Affairs concurs in your recommendation. A copy of his letter is inclosed.

The enrollment of Rosa L. Harris and Alfred K. Harris at numbers 9038 and 9039, respectively, is hereby cancelled, and the cancellation has been noted upon the schedule. The Commissioner of Indian Affairs has been directed to correct the copy of the schedule in his office, in the same particular, and you are requested to correct in like manner the copies returned to you.

Respectfully,

Thos. Ryan,

Acting Secretary.

1 inclosure.

Land
56476-1903.

(COPY).

DEPARTMENT OF THE INTERIOR,
OFFICE OF INDIAN AFFAIRS,
WASHINGTON, Sept. 15th, 1903.

The Honorable,

The Secretary of the Interior.

Sir:

There is enclosed herewith a report from the Commission tothe Five Civilized Tribes, dated August 29, 1903, in which it is stated that Rosa L. Harris and Alfred M. Harris, whose names appear opposite numbers 213 and 214 Choctaw Partial Rolls, are identical with Rosa L. Harris and Alfred M. Harris, whose names appear opposite numbers 9038 and 9039, Choctaw Approved Partial Rolls; that allotments have been made to these parties under roll numbers 213 and 214, and the Commission recommends that their names be cancelled on the Choctaw Approved Roll opposite numbers 9038 and 9039.

Inasmuch as it appears that these parties have been enrolled twice, it is recommended that the Commission's request be granted, and the office be authorized to correct its partial roll in this particular.

Very respectfully,

W. A. Jones,

Commissioner.

S.A.W.-L.C.

107 Joseph Perry et al Choc

record transferred to Chickasaw Card # 1592

Joseph Perry et al

Record transferred to Chickasaw
Card # 1592.

108 Thomas Grant JR Granted

---

mardie Grant Transferred from Choctaw D-800 Jan 28, 1905

Record as to enrollment of mardie Grant forwarded Department mar. 14, 1906

Record returned, see opinion of Assistant Attorney General of march 15, 1906 in case of Omer R. Nicholson.

DEPARTMENT OF THE INTERIOR,
COMMISSION TO THE FIVE CIVILIZED TRIBES.

In the matter of the application for the enrollment as a citizen by intermarriage of the Choctaw Nation of

MARDIE GRANT----------7-D-800

7-108

Choctaw D. #800.

DEPARTMENT OF THE INTERIOR.
Commission to the Five Civilized Tribes.
Muskogee, I.T. September 25, 1902.

---:---

In the matter of the application of Mardie Grant for the enrollment of herself as an intermarried citizen of the Choctaw Nation.

Mardie Grant first being duly sworn testified as follows:

Examination by the Commission:

Q Please state your full name? A Mardie Grant.
Q How old are you? A Twenty-one.
Q What is your post office address? A Davis, Indian Territory.
Q What Nation is Davis in? A Chickasaw.
Q How long have you resided in the Chickasaw Nation? A One year in November.
Q Where did you live before moving to the Chickasaw Nation? A Smithsonia, Alabama.
Q What is the name of your father? A Stephen Box.
Q Is he living? A Yes sir he is living.
Q What is the name of your mother? A Winifred.
Q Is she living? A Yes sir.
Q Are both of your parents white persons? A Yes sir.
Q Both citizens of the United States? A Yes sir.
Q Has either of your parents ever made claim for enrollment as a citizen of any Indian tribe? A No sir.
Q Have you ever made claim, before the present time, for enrollment as a citizen of any Indian tribe? A No sir.
Q You are now applying as an intermarried citizen of the Choctaw Nation? A Yes sir.
Q What is the name of your husband? A Thomas Grant.
Q Is he recognized and enrolled as a citizen of the Choctaw Nation? A Yes sir.

The name of the applicant's husband, Thomas Grant, Jr., appears upon the records of the Commission upon Choctaw Roll Card Field number 108, having been listed by the Commission upon the identification of his name on the 1-96 Choctaw Census Roll of Choctaws residing in the Chickasaw district, #5012.

Q When were you married to Thomas Grant? A September twenty-first.
Q This year? A Yes sir.
Q Where did this marriage take place? A At Davis.
Q Were you married in accordance with the Chickasaw law? A Well I don't know.
Q Have you evidence of that marriage with you? A Yes sir.

Choctaw D. #800-2

The applicant has in her possession marriage license issued by the Judge of the County and Probate Court of Pickens County, Chickasaw Nation, authorizing the marriage of Thomas Grant and Miss Mardie Box, and attached thereto is the certificate of H. B. Henry stating that on September 21, 1902 he united the above named parties in marriage.

Q Were you ever married before the marriage to your present husband? A No sir.
Q Was he ever married before his marriage to you? A No sir.
Q As far as you know there was no legal obstacle in the way of said marriage? A No sir.
Q Are you at present living together as husband and wife in the Chickasaw Nation? A Yes sir.

It will be necessary in the matter of your application for enrollment as an intermarried citizen of the Chickasaw Nation that you file with the record of the Commission, some evidence of the marriage to your Chickasaw husband. As soon as you have your license recorded send it, or a certified copy of it, to the Commission to file with the record in your case.

Chas. Diffendaffer, after being first duly sworn, states that as stenographer to the Commission to the Five Civilized Tribes, he reported the proceedings had in the above entitled cause, taken on September 23, 1902, and that the foregoing is a full, true and correct transcript of his stenographic notes taken in said cause on said date.

Chas. Diffendaffer

Subscribed and sworn to before me this 25 day of September 1902.

B O Jones

Notary Public.

Department of the Interior
Commission to the Five Civilized Tribes
Pauls Valley, I.T. October 23,1902.

Choctaw D800.

In the matter of the application for enrollment as a citizen by intermarriage of the Choctaw Nation of Mardie Grant.

Tom Grant Jr., being first duly sworn testified:

Examination by the Commission

Q What is your name? A Tom Grant Junior.
Q How old are you? A Twenty-seven.
Q What is your post office address? A Davis.
Q How long have you lived in the Chickasaw Nation? A 27 years
Q You are a Choctaw Indian by blood? A Yes, sir.
Q Are you married? A Yes, sir.
Q Your wife living? A Yes, sir.
Q What is her name ? A Mardie Grant.
Q Is she a white woman? A Yes, sir.
Q And an applicant for enrollment as a citizen by intermarriage of the Choctaw Nation? A Yes, sir.
Q She claims her right to such enrollment by virtue of her marriage to you? A Yes, sir.
Q She ever married before she married you? A No, sir.
Q You ever married before she married you? A No, sir.
Q When did you marry her? A The 21st of September.
Q This year? A Yes, sir.
Q Have you been living together continuously since that time? A Yes, sir.
Q You are now living together and are bonafide residents of the Chickasaw Nation? A Yes, sir.

G. Rosenwinkel being duly sworn on his oath states that as stenographer to the Commission to the Five Civilized Tribes he reported in full all the proceedings had in the above entitled cause on October 23, 1902, and that the above and foregoing is a full, true and correct transcript of his stenographis notes in said cause on said date.

G Rosenwinkel

Subscribed and sworn to before me this 20 day of November 1902.

Charles Kelsey
Notary Public.

Department of the Interior
Commission to the Five Civilized Tribes
Pauls Valley, I.T. October 23,1902.

Choctaw D800.

In the matter of the application for enrollment as a citizen by intermarriage of the Choctaw Nation of Mardie Grant.

Tom Grant Jr., being first duly sworn testified:

Examination by the Commission

Q What is your name? A Tom Grant Junior.
Q How old are you? A Twenty-seven.
Q What is your post office address? A Davis.
Q How long have you lived in the Chickasaw Nation? A 27 years
Q You are a Choctaw Indian by blood? A Yes, sir.
Q Are you married? A Yes, sir.
Q Your wife living? A Yes, sir.
Q What is her name ? A Mardie Grant.
Q Is she a white woman? A Yes, sir.
Q And an applicant for enrollment as a citizen by intermarriage of the Choctaw Nation? A Yes, sir.
Q She claims her right to such enrollment by virtue of her marriage to you? A Yes, sir.
Q She ever married before she married you? A No, sir.
Q You ever married before she married you? A No, sir.
Q When did you marry her? A The 21st of September.
Q This year? A Yes, sir.
Q Have you been living together continuously since that time? A Yes, sir.
Q You are now living together and are bonafide residents of the Chickasaw Nation? A Yes, sir.

G. Rosenwinkel being duly sworn on his oath states that as stenographer to the Commission to the Five Civilized Tribes he reported in full all the proceedings had in the above entitled cause on October 23, 1902, and that the above and foregoing is a full, true and correct transcript of his stenographis notes in said cause on said date.

G Rosenwinkel

Subscribed and sworn to before me this 23 day of November 1902.

Charles H. Avenger

Notary Public.

"Exa."

Indian Territory,)
Chickasaw Nation,) SS.
County of Pickens.)

To any person authorized by law to
Solemnize Marriages - Greeting.

You are hereby commanded to celebrate the Rites and publish the Banns of Matrimony between Thomas Grant, Jr., aged twenty seven years and a citizen by blood of the Choctaw Nation, residing at Arbuckle, in Pickens County, Chickasaw Nation, and Miss Mardie Box, aged twenty one years a citizen of the United States, residing at Davis, Indian Territory, the said Thomas Grant, Jr., and Miss Mardie Box having this day made application in due form for marriage license, and having fully complied with all the requirements of the laws of the Chickasaw Nation relating to the intermarriage of citizens of said Nation with non - citizens thereof.

And upon the celebration of the Rites of Matrimony between the said parties above named in pursuance of the authority herein contained, you will make due return thereof to the Clerk of the County of Pickens, Chickasaw Nation.

In testimony whereof, I have hereunto set my hand officially, on this the 20th., day of September, A'D., 1902.

Atchison Mortubby

Judge of the County and Probate Court for Pickens County, Chickasaw Nation, Indian Territory.

In the presence of
Wm Kaney
E. D. Lucas

Wm Kaney,

[illegible] Mortubby.

United States of America.)
Indian Territory.)
) SS.
Chickasaw Nation.)
County of Pickens.)

I, H. B. Henry, a Minister of the Gospel, DO CERTIFY, that on the 21st., day of September, 1902, at Arbuckle, in the County and Nation aforesaid, I did duly and according to law, as commanded in the foregoing License, solemnize the Rite and publish the Banns of Matrimony between the above named Thomas Grant, Jr., and Miss Mardie Box.

Witness my hand, this 21st., day of September, 1902.

My credentials are recorded in the Office of the Clerk of the United States Court, for the Southern District of the Indian Territory, at Ardmore, in Book "B" Page "22"

H. B. Henry
Minister of the Gospel.

Wm Haney

AXB
D6D

7-D-800

DEPARTMENT OF THE INTERIOR,
COMMISSION TO THE FIVE CIVILIZED TRIBES.

In the matter of the application of Mardie Grant for enrollment as a citizen by intermarriage of the Choctaw Nation.

--: D E C I S I O N :--

It appears from the record herein that on September 23, 1902, Mardie Grant made original application to this Commission for enrollment as a citizen by intermarriage of the Choctaw Nation. Further proceedings were had in the matter of this application on October 23, 1902.

It further appears from the record herein that on September 21, 1902, the applicant, Mardie Grant, was married in accordance with the laws, customs and usages of the Chickasaw Nation to Thomas Grant, Jr. a recognized and enrolled citizen by blood of the Choctaw Nation, whose name appears as number 215 upon the lists prepared by this Commission under the act of Congress approved July 1, 1902 (32 Stat. 641), of persons entitled to enrollment as citizens by blood of the Choctaw Nation and approved by the Secretary of the Interior on December 12, 1902; that at the date of said marriage both the persons above mentioned were residents in good faith of the Chickasaw Nation, and have lived together, in said Nation, as husband and wife continuously since said date up to and including September 25, 1902.

It is, therefore, the opinion of this Commission that Mardie Grant should be enrolled as a citizen by intermarriage of the Choctaw Nation in accordance with the provisions of the acts of Congress approved June 28, 1898 (30 Stat. 495) and July 1, 1902 (32 Stat. 641), and it is so ordered.

COMMISSION TO THE FIVE CIVILIZED TRIBES.

Chairman.

Commissioner.

Commissioner.

Muskogee Indian Territory,
JAN 12 1905

Choctaw D 800

COPY.

Muskogee, Indian Territory, January 12, 1906.

Mardie Grant,

Davis, Indian Territory,

Dear Madam:

Inclosed herewith you will find a copy of the decision of the Commission to the Five Civilized Tribes, rendered January 12, 1906, granting your application for enrollment as a citizen by intermarriage of the Choctaw Nation.

The attorneys for the Choctaw and Chickasaw Nations have been furnished a copy of said decision and have been allowed fifteen days from the date of this notice within which to file protest against the action of the Commission in enrolling you as a citizen of the Choctaw Nation. If at the expiration of that time no protest has been filed, your name will be placed upon the final rolls of the citizens of the Choctaw Nation to be submitted to the Secretary of the Interior for his approval.

Respectfully,

ENGINEER

Tams Bixby

Chairman.

Registered.

Incl. T-D-800.

Choctaw D 800

COPY.

Muskogee, Indian Territory, January 12, 1905.

H. W. Fielding,

Davis, Indian Territory,

Dear Sir:

You are hereby notified that the Commission to the Five Civilized Tribes, on January 12, 1905, rendered its decision granting the application for the enrollment of Nardie Grant as a citizen by intermarriage of the Choctaw Nation.

The attorneys for the Choctaw and Chickasaw Nations have been furnished a copy of said decision and have been allowed fifteen days from the date of this notice within which to file protest against the action of the Commission in enrolling said applicant as a citizen of the Choctaw Nation. If at the expiration of that time no protest has been filed, her name will be placed upon the final rolls of the citizens of the Choctaw Nation to be submitted to the Secretary of the Interior for his approval.

Respectfully,

SIGNED

Tams Bixby

Registered. Chairman.

Choctaw D 800

COPY.

Muskogee, Indian Territory, January 12, 1905.

Mansfield, McMurray & Cornish,

Attorneys for Choctaw and Chickasaw Nations,

South McAlester, Indian Territory,

Gentlemen:

Inclosed herewith you will find a copy of the decision of this Commission rendered January 12, 1905, granting the application for the enrollment of Mardie Grant as a citizen by intermarriage of the Choctaw Nation.

You are hereby advised that you will be allowed fifteen days from the date of this notice within which to file protest against the action of the Commission in enrolling said applicant as a citizen of the Choctaw Nation. If at the expiration of that time no protest has been filed, her name will be placed upon the final rolls of the citizens of the Choctaw Nation to be submitted to the Secretary of the Interior for his approval.

Respectfully,

SIGNED:

Tams Bixby

Chairman.

Registered.

Incl. 7-D-800.

Choctaw 106
Choctaw D600

Tuskegee, Indian Territory, January 5, 1903.

W. W. Fielding,

Davis, Indian Territory,

Dear Sir:

Receipt is hereby acknowledged of your letter of December 17, inclosing marriage license and certificate between Thomas Grant Jr. and Hardie Box, of September 20, 1902, and the same has been filed with the record in the matter of the application of Hardie Grant for enrollment as an intermarried citizen of the Choctaw Nation.

Respectfully,

Acting Chairman.

Choctaw - 108.

Muskogee, Indian Territory, April 1, 1905.

Tom Grant,

Arbuckle, Indian Territory.

Dear Sir:

Receipt is hereby acknowledged of the affidavits of Mardie Grant and G. J. Wilson to the birth of Tom S. Grant and Charlie W. Grant, children of Tom Grant and Mardie Grant, August 7, 1903, and February 9, 1905, respectively, and the same have been filed with our records as applications for the enrollment of the above named children.

Respectfully,

Chairman.

3

G R A N T E D, January 12, 1905.

Applications for enrollment as citizens of the Choctaw Nation, copies of decisions mailed to Mansfield, McMurray & Cornish, So.McAlester

---------o---------

7-R-216, Oren and Byron Norman,
7-D-171, Albert Davis,
7-D-183, Minnie Woods,
7-D-253, Lyons Woods,
7-D-254, William W. Wilson,
7-D-408, Myra Hendrix,
7-D-527, Rachel Dunn,
7-D-622, Gertrude LeFlore,
7-D-626, Emer M. G. Poland,
7-D-670, Margaret Isaac,
7-D-707, Cora M. Spain,
7-D-722, Mary A. Goforth,
7-D-765, Bertha W. McKinney,
7-D-766, William Madison Carr,
7-D-769, Charley Allen,
7-D-775, Hazel Belle Boling,
7-D-776, John W. Underwood,
7-D-779, John C. Herndon,
7-D-784, Jim Thompson Jackson,
7-D-786, Major Franklin Reed,
7-D-793, Omer R. Nicholson,
7-D-799, Frank M. Sterrett, Jr.,
7-D-800, Mardie Grant.

Register to Mansfield, McMurray & Cornish,
South McAlester, I.T.,
(all in one package),
And return to 7-D-800.

7-108

Muskogee, Indian Territory, April 12, 1906.

Mrs. Mardie Grant,

Davis, Indian Territory.

Dear Madam:

Receipt is hereby acknowledged of your letter of April 7, 1906, in which you state that you were married to a citizen by blood of the Choctaw Nation September 19, 1902 and you desire to be advised if steps will be taken to deprive you of the rights you have already received as an intermarried citizen of the Choctaw Nation.

In reply to your letter you are advised that under a recent opinion of the Assistant Attorney General those persons who married citizens of the Choctaw or Chickasaw Nation prior to September 25, 1902, and for whose enrollment as intermarried citizens application was made prior to that date may be enrolled.

Your enrollment as an intermarried citizen of the Choctaw Nation has heretofore been approved by the Secretary of the Interior and it is not believed that further action will be taken in your case.

Respectfully,

Acting Commissioner.

109 Catherine C. Burnett et al Granted

John L. Burnett transferred from Choctaw #D-824 Dec 15, 1904

DEPARTMENT OF THE INTERIOR,
COMMISSION TO THE FIVE CIVILIZED TRIBES.

Record in the matter of the application for the enrollment as a citizen by intermarriage of the Choctaw Nation of--

JOHN L. BURNETT. 7-D-824.

Choctaw.
(Original)

Department of the Interior,
Commission to the Five Civilized Tribes.
Ada, I. T., November 14, 1902.

In the matter of the application of John L. Burnett for the enrollment of himself as a citizen by intermarriage of the Choctaw Nation.

John L. Burnett being duly sworn testifies as follows:

Examination by the Commission.

Q Your name is John L. Burnett? A Yes sir.
Q What is your age? A Thirty-four.
Q What is your post office address? A Whitebead.
Q What Nation is that in? A Chickasaw Nation.
Q How long have you been a resident of the Chickasaw Nation? A About 18 years.
Q Have you lived here continuously for the past 18 years? A Yes sir.
Q Have you ever made your home anywhere else during that time? A No sir.
Q Do you now wish to make application for enrollment as a citizen by intermarriage of the Choctaw Nation? A Yes sir.
Q What is the nameof your Choctaw wife through whom you claim these rights? A Catherine Campbell.
Q When were you married to Catherine Campbell? A In 1892.
Q Is she a recognized citizen of the Choctaw Nation? A Yes sir.
Q Her rights never have been questioned? A No sir.
Q Where was this marriage ceremony performed? A At Norman.
Q In Oklahoma? A Yes sir.
Q Were you married under United States law? A Yes sir.
Q Where were you living at that time? A In the Chickasaw country.
Q Was she also a resident of the Chickasaw country? A Yes sir.
Q Did you ever make application before to the Commission for enrollment as an intermarried citizen of the Choctaw Nation? A Yes sir.
Q When did you make such application? A 1886.
Q Not '86 was it? A When they were around here.
Q About six years ago? A Yes sir.
Q Where did you make that application? A Pauls Valley.
Q What was done with that application at that time? A Well, I dont know just exactly what was done with it; I just appeared before them there; of course I had an attorney to attend to it for me.
Q In 1896 were you admitted to citizenship? A Yes sir.
Q Was your case ever appealed to the United States Court? A It was appealed and the appeal was dismissed; the Nation appealed it and the appeal was dismissed.
Q Did anyone else make application with you in 1896? A My wife.
Q Just you and your wife included in that application? A Yes sir.

Q She was also admitted was she? A Yessir.
Q Since your marriage to Catherine Campbell in 1892 have you lived together continuously as husband and wife? A Yes sir.
Q There has been no separation, abandonment or divorce? A No sir.
Q Are you at present living together as bona fide residents of the Chickasaw Nation? A Yes sir.

By Tandy Walker, Chickasaw Commissioner:
Q Was your wife divorced from the man she married previous to you? A Yes sir.
Q Have you any record of that divorce? A Yes sir; she was divorced two years before I married her.
Q What was her name when you married her? A Berles.

By the Commission:
Q Have you ever before the present time made application to the Commission for enrollment as an intermarried citizen of the Choctaw Nation? A Ye sir.
Q Since this admission? A No sir, not since that.
Q You have never appeared before the Commission before this time? A No sir.

----There is offered in evidence, marked "Exhibit A", and made a part of the record in this case, letter from the Secretary of this Commission to C. W. Barnett, dated Muskogee, Indian Territory, June 13, 1898, together with a certified copy of the record in the case of J. L. Burnett -vs- the Choctaw Nation, No. 884----

Q Are you the identical J. L. Burnett referred to in this paper as an applicant before the Commission for enrollment as an intermarried citizen of the Choctaw Nation? A Yes sir.
Q What is the name of your father? A John J. Burnett.
Q He is a white man? A Yes sir.
Q Is he living? A Yes sir.
Q What is the name of your mother? A Nancy Burnett.
Q Is she a white woman? A Yes sir.
Q Is she living? A No sir.

--:--

W. H. Martin being duly sworn on oath states that as stenographer to the Commission to the Five Civilized Tribes he recorded in full the above proceedings at Ada, I. T., on the 14th day of November, 1902, and that the within and foregoing is a full, true, and correct transcript of his stenographic notes in the same.

W H Martin

Subscribed and sworn to before me this 25 day of November, 1902.

Notary Public.

DEPARTMENT OF THE INTERIOR,

COMMISSION TO THE FIVE CIVILIZED TRIBES.

Muskogee, Ind. Ter., June 13, 1898.

C. W. Barnett, Esq.,

Ada, Ind. Ter.

Dear sir:-

Agreeable to request embodied in your letter of 7th inst. enclosed find certified copies of judgment entries in the following cases: J. L. Burnett vs. Choctaw Nation, No. 884, and George Pickens vs. Chickasaw Nation, No. 79.

Respectfully yours,

T. L. Haylesworth

Secretary.

DEPARTMENT OF THE INTERIOR,

COMMISSION TO THE FIVE CIVILIZED TRIBES.

J. L. Burnett,

vs. No. 884

Choctaw Nation.

Filed Sept. 8, 1896. Answer filed.

Applicant admitted as an intermarried citizen.

Appealed.

Appeal dismissed.

I, Allison L. Aylesworth, Secretary of the Commission to the Five Civilized Tribes do hereby certify that the above is a full, true and correct copy of the entries on the docket of said Commission in the above entitled case.

WITNESS my hand this 13th day of June, A. D. 1898.

A. L. Aylesworth
Secretary.

0216

BEFORE THE COMMISSION TO THE FIVE CIVILIZED TRIBES.

In the matter of the application for the enrollment of John L. Burnett as a citizen by intermarriage of the Choctaw Nation, Choctaw Field No. D-824.

- - - - - - -

We hereby request, on behalf of the Choctaw and Chickasaw Nations, that final decision in this case be postponeduntil final decision by the Choctaw and Chickasaw Citizenship Court in the case of Preston Early, et al., vs. Choctaw and Chickasaw Nations, No.64 on the South McAlester Docket, in which the said court will decide the question of the citizenship rights by intermarriage, if any, of those white persons who intermarried with citizens by blood of the Choctaw Nation not in accordance with the tribal laws, which question is involved in the case to which this communication refers.

This request is filed under authority granted by the Honorable Secretary of the Interior in his communication to the Commission to the Five Civilized Tribes upon the subject, dated November 18, 1903.

Attorneys for the Choctaw & Chickasaw Nations.

January 23, 1904.

7-D824.

DEPARTMENT OF THE INTERIOR,
COMMISSION TO THE FIVE CIVILIZED TRIBES.

In the matter of the application for the enrollment of John L. Burnett as a citizen by intermarriage of the Choctaw Nation.

-: D E C I S I O N :-

It appears from the record herein that the applicant, John L. Burnett, in 189[illegible] was lawfully married to Catherine Campbell a recognized and enrolled citizen by blood of the Choctaw Nation, whose name appears (as Catherine C. Burnett), as number 216 upon the lists prepared by this Commission, under the act of Congress approved July 1, 1902 (32 Stat., 641), of persons entitled to enrollment as citizens by blood of the Choctaw Nation and approved by the Secretary of the Interior on December 12, 1902; that at the time of said marriage both persons above mentioned were residents in good faith of the Chickasaw Nation.

It further appears from the records of the Commission that on September 8, 1896, in the case entitled "J. L. Burnett vs. Choctaw Nation" (1896 Choctaw Citizenship Docket, case number 884), application was made to this Commission, under the provisions of the act of Congress approved June 10, 1896 (29 Stat., 321), for the admission of the applicant herein to citizenship in the Choctaw Nation by reason of his said marriage to Catherine Campbell; that the said John L. Burnett was on December 4, 1896, admitted by this Commission to citizenship in the Choctaw Nation, from which decision of the Commission an appeal was taken by said nation to the United States Court for the Southern District of Indian Territory; that on November 1, 1897, said appeal was "dismissed by order of plaintiff."

It further appears from the record herein that the applicant was a resident in good faith of the Chickasaw Nation on June 28, 1898, and that his status as an intermarried citizen has remained unchanged from the time of his said admission in 1896, up to and including September 25, 1902.

It is, therefore, the opinion of this Commission that John L. Burnett should be enrolled as a citizen by intermarriage of the Choctaw Nation, in accordance with the provisions of the acts of Congress approved June 28, 1898 (30 Stat., 495),

Choctaw D 824

Muskogee, Indian Territory, November 28, 1904.

John L. Burnett,

Whitebead, Indian Territory,

Dear Sir:

Inclosed herewith you will find a copy of the decision of the Commission to the Five Civilized Tribes, rendered November 28, 1904, granting your application for enrollment as a citizen by intermarriage of the Choctaw Nation.

The attorneys for the Choctaw and Chickasaw Nations have been furnished a copy of said decision and have been allowed fifteen days from the date of this notice within which to file protest against the action of the Commission in enrolling you as a citizen of the Choctaw Nation. If at the expiration of that time no protest has been filed, your name will be placed upon the final rolls of the citizens of the Choctaw Nation to be submitted to the Secretary of the Interior for his approval.

Respectfully,

Commissioner in Charge.

Registered.

Encl. 7-D-824

Choctaw D 824

COPY.

Muskogee, Indian Territory, November 28, 1904.

Blanton & Andrews,

Attorneys at Law,

Pauls Valley, Indian Territory,

Gentlemen:

You are hereby notified that the Commission to the Five Civilized Tribes, on November 26, 1904, rendered its decision granting the application for the enrollment of John L. Burnett as a citizen by intermarriage of the Choctaw Nation.

The attorneys for the Choctaw and Chickasaw Nations have been furnished a copy of said decision and have been allowed fifteen days from the date of this notice within which to file protest against the action of the Commission in enrolling said applicant as a citizen of the Choctaw Nation. If at the expiration of that time no protest has been filed, his name will be placed upon the final rolls of the citizens of the Choctaw Nation to be submitted to the Secretary of the Interior for his approval.

Respectfully,

T. B. Needles

Registered. Commissioner in Charge.

Choctaw D 824

COPY.

Muskogee, Indian Territory, November 28, 1904.

Mansfield, McMurray & Cornish,

Attorneys for Choctaw and Chickasaw Nations,

South McAlester, Indian Territory,

Gentlemen:

Inclosed herewith you will find a copy of the decision of this Commission rendered November 28, 1904, granting the application for the enrollment of John L. Burnett as a citizen by intermarriage of the Choctaw Nation.

You are hereby advised that you will be allowed fifteen days from the date of this notice within which to file protest against the action of the Commission in enrolling said applicant as a citizen of the Choctaw Nation. If at the expiration of that time no protest has been filed, his name will be placed upon the final rolls of the citizens of the Choctaw Nation to be submitted to the Secretary of the Interior for his approval.

Respectfully,

(SIGNED)

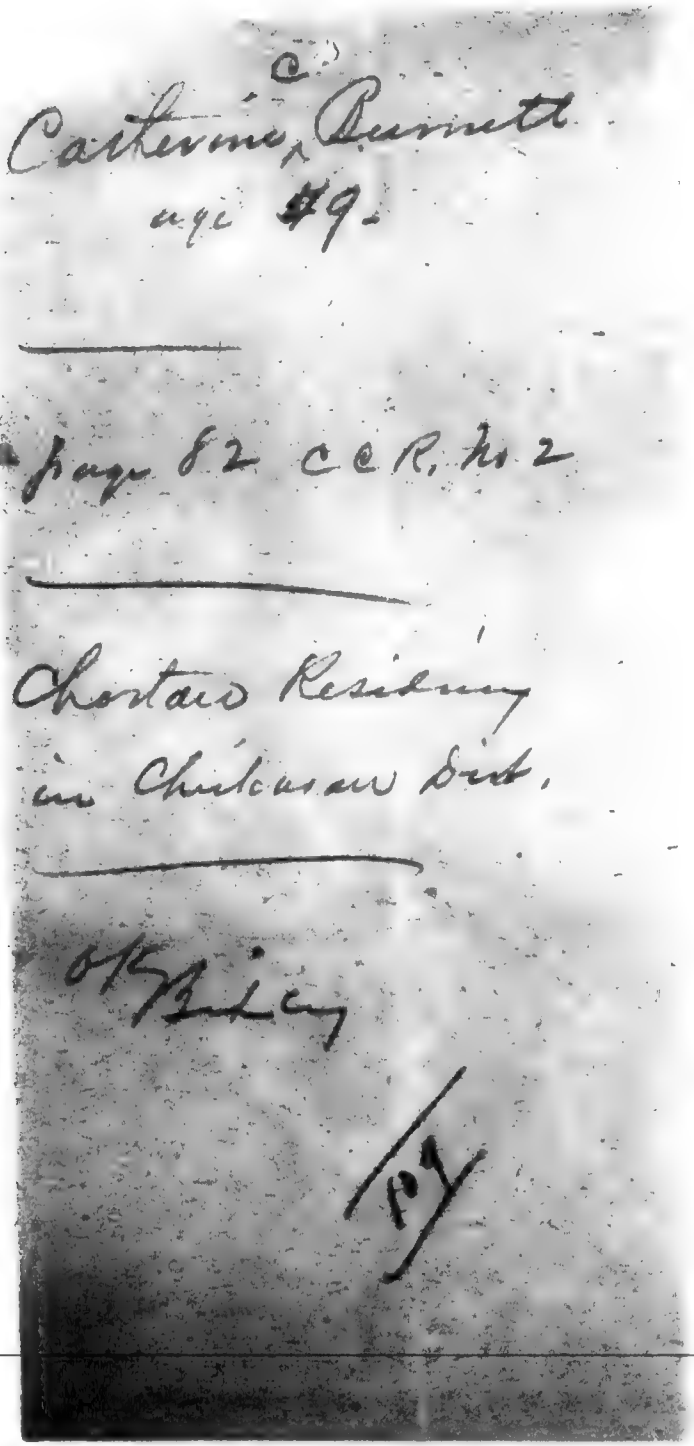
T. B. Needles.

Commissioner in Charge.

Registered.

Incl. 7-D-824.

See Choctaw 2648 for registry receipt for this letter.



Catherine C. Burnett
age 49.

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page 82 C C R. No 2

Chostaw Residing
in Chickasaw Dist.

OK Bibling

/pg

Muskogee, Indian Territory, October 28, 1902.

J. T. Blanton,

Attorney at Law,

Pauls Valley, Indian Territory,

Dear Sir:

Receipt is hereby acknowledged of your letter of October 23, relative to the application for enrollment as an intermarried citizen of the Choctaw Nation of one J. L. Burnett, who has a certificate from the Secretary of this Commission to the effect that he was admitted as such intermarried citizen of the Choctaw Nation by the Commission to the Five Civilized Tribes, under the act of Congress of June 10, 1896; that appeal was taken to the United States Court in Indian Territory and that the appeal was dismissed.

You state that you were informed, at the time Mr. Burnett sought to make application to the Commission at Pauls Valley, that this was in the nature of an original application which the Commission had not the authority to entertain at this time, and you ask to advised in regard to the matter so that you may know what action should be taken by your client.

In reply to your letter you are advised that it appears from our records that J. L. Burnett filed his original application to this Commission, under the act of Congress of June 10, 1896, for

J.T.B.2

intermarried citizenship in the Choctaw Nation; that his application was granted by the Commission; that the case was appealed to the United States Court for the Southern District of the Indian Territory, and that the appeal was dismissed, November 1, 1897.

It does not appear from our records that J. L. Burton is an applicant to this Commission for enrollment as an intermarried citizen of the Choctaw Nation. You are advised that Mr. Burnett will be heard, upon his personal appearance before the Commission at one of its appointments, in an application for enrollment as an intermarried citizen of the Choctaw Nation.

Respectfully,

Commissioner in Charge.

Muskogee, Indian Territory, October 31, 1902.

P. . Hopkins,

Choctaw-Chickasaw Enrollment Party,

Tishomingo, Indian Territory,

Dear Sir:

Receipt is hereby acknowledged of your letter of October 25, inclosing a letter under date of June 13, 1898, addressed to C.W. Barnett, Ada, Indian Territory, accompanied by a certificate from the Secretary of the Commission of the admission of J. J. Brett as an intermarried citizen of the Choctaw Nation by the Commission to the Five Civilized Tribes, under the Act of Congress of June 10, 1896. You state that on October 23, 1902, Burnett made personal application to be enrolled as a citizen by intermarriage of the Choctaw Nation, and that, as this was the first application made by him for enrollment and as it was submitted subsequent to September 25, 1902, you declined to receive the same until specifically instructed by the Commission. You now request that the Choctaw-Chickasaw Enrollment Party be specifically advised if original applications for enrollment of persons admitted to citizenship in the Choctaw and Chickasaw Nations by the Commission to the Five Civilized Tribes, who had not, prior to September 25, 1902, made personal application to this Commission for enrollment, should now be received. You state that you have ad-

vised J. L. Burnett and Mary Renson, about whom a letter was previously written by you to the Commission, that if the Commission decided to receive their applications they would be advised thereof, and could appear at one of the future appointments of the Commission in the Choctaw and Chickasaw Nations.

You are advised that it appears from our records that J. L. Burnett applied to the Commission under the act of Congress of June 10, 1896, for citizenship in the Choctaw Nation, claiming the right thereto by intermarriage; that the Commission granted his application, and that the case was appealed to the United States Court for the Southern District of the Indian Territory. On November 1, 1897, the appeal was dismissed. There is inclosed you herewith a full record of the status of this case as shown by our dockets, together with the letter and certificate inclosed by you, and a copy of letter this day written J. T. Blanton, Pauls Valley, Indian Territory, advising him that the application of J. L. Burnett for enrollment as an intermarried citizen of the Choctaw Nation would be heard, upon his personal appearance at one of the future appointments of the Commission.

You are further advised that you should treat the cases of persons who were admitted by the Commission in 1896 to citizenship in the Choctaw and Chickasaw Nations, but who had not, prior to September 25, 1902, made personal application to this Commission for enrollment in said nations, as belonging to the class specified in the agreement of September 25, 1902, as delinquents, and their ap-

P.B.H. 3

plications should be received and record made thereof as in the case of delinquents on the tribal rolls of the Choctaw and Chickasaw Nations.

Respectfully,

Acting Chairman.

AD 1-28

Choctaw D 824

Muskogee, Indian Territory, February 10, 1904.

John L. Burnett,

Whitebead, Indian Territory,

Dear Sir:

You are hereby advised that under direction of the Secretary of the Interior of November 18, 1903, and upon a protest filed with the Commission by the attorneys for the Choctaw and Chickasaw Nations dated January 23, 1904, no further action will by taken relative to your enrollment as an intermarried citizen of the Choctaw Nation until the Commission is further instructed by the Secretary of the Interior.

Respectfully,

Commissioner in Charge.

Muskogee, Indian Territory, August , 1904.

The Honorable,

The Secretary of the Interior,

Sir:

On June 23, 1904, (I.T.D. 5090-1904) the Secretary of the Interior referred to the Commission to the Five Civilized Tribes for report and recommendation, a communication of Blanton & Andrews, Attorneys at Law, Pauls Valley, Indian Territory, of June 18, 1904.

Messrs. Blanton & Andrews, in their communication, complain of the delay in the determination of the applications for enrollment of certain clients , J. L. Burnett and Deloriss Whittle, whose cases have been pending for a long period of time, that of J. L. Burnett, they allege, since in 1896.

Reporting in this matter I have the honor to advise that it appears from our records that on November 14, 1902, John L. Burnett made application for enrollment as an intermarried citizen of the Choctaw Nation. It appears that the said John L. Burnett was admitted to citizenship in the Choctaw Nation by this Commission in 1896, under the provisions of the act of Congress approved June 10, 1896; that appeal was taken from said decision of the Commission but that the same was dismissed. It does not appear, however, that

application was made by the said John L. Burnett, for enrollment as an intermarried citizen of the Choctaw Nation under the decision of the Commission in 1896 admitting him as such intermarried citizen, until November 14, 1902.

On February 6, 1904, there was filed with the Commission by Mansfield, McMurray & Cornish, their protest on behalf of the Choctaw and Chickasaw Nations, under date of January 23, 1904, in which they request that action be postponed in this case until final decision of the Choctaw and Chickasaw Citizenship Court in the case of Preston Early, et al. versus the Choctaw and Chickasaw Nations, Numbered on the South McAlester Docket, in which the said court will decide the question of the citizenship rights by intermarriage, if any, of those white persons who intermarried with citizens by blood of the Choctaw Nation not in accordance with tribal laws, which question, they allege, is involved in the case of John L. Burnett.

On March 31, 1904, the Secretary of the Interior overruled the protests of the attorneys for the Choctaw and Chickasaw Nations in so far as they refer to persons admitted to citizenship by the Commission under the provisions of the act of Congress of June 10, 1896.

Further reporting in this matter I have the honor to advise that it appears from our records that Delories Whittle, on

August 8, 1899, made application to the Commission for enrollment as an intermarried citizen of the Choctaw Nation, claiming her right thereto by virtue of her marriage to John Whittle, a recognized citizen by blood of the Choctaw Nation.

The question involved in this case is that of separation and on February 6, 1904, there was filed with the record in this case the protest of the attorneys for the Choctaw and Chickasaw Nations, under date of January 23, 1904, in which they request that final decision in this case be postponed until final decision by the Choctaw and Chickasaw Citizenship Court in the case of B. F. Thompson versus the Choctaw and Chickasaw Nations, Number 38 on the South McAlester Docket of said court, in which that court will decide the question of the validity of that portion of the intermarriage laws of the Choctaw Nation providing for the forfeiture of citizenship of white persons who separate from their Indian spouses.

On March 26, 1904, the Choctaw and Chickasaw Citizenship Court certified to the Commission its decree in the case of B. F. Thompson versus the Choctaw and Chickasaw Nations, and on March 28, 1904, the Secretary of the Interior overruled the protests of the attorneys for the Choctaw and Chickasaw Nations in those cases where the analogous cases named in said protests had been decided by the Choctaw and Chickasaw Citizenship Court.

The applicants in the two cases above referred to, J. L. Burnett and Delaries Whittle, were notified of the filing of the protests of the attorneys for the Choctaw and Chickasaw Nations in

their respective cases and since the overruling thereof by the Secretary of the Interior, their attorneys of record, Blanton & Andrews, Paulo Valley, Indian Territory, have been advised that the Commission would proceed with the adjudication of these cases as early as practicable.

I have further to report that since the overruling of the pleas of the attorneys for the Choctaw and Chickasaw Nations the Commission has been taking up, in their numerical order, the cases of applicants for enrollment as intermarried citizens of the Choctaw and Chickasaw Nations and is disposing of the same as rapidly as practicable and it is believed that the cases above referred to will be reached within the very near future.

The communication of Blanton & Andrews of Paulo Valley, Ind. T., is herewith returned.

Respectfully,

Commissioner in Charge.

Through the Commissioner
of Indian Affairs.

AB 1-2

110 Wiley P. Casey et. al Granted Choc

Choctaw, 110.

Department of the Interior,
Commission to the Five Civilized Tribes.
Tishomingo, I. T., November 3, 1902.

In the matter of the application for enrollment as a citizen by intermarriage of the Choctaw Nation of Wiley P. Casey.

Wiley P. Casey being duly sworn testifies as follows:

Examination by the Commission.

Q What is your name? A Wiley P.Casey.
Q What is your age? A 29.
Q What is your post office address? A Roff, I. T.
Q Are you a white man? A Yes sir.
Q You claim rights to enrollment as an intermarried citizen of the Choctaw Nation? A Yes sir.
Q What is the name of your wife? A Julia Walker.
Q Is she a citizen by blood of the Choctaw Nation? A Yes sir.
Q Is she living? A Yes sir.
Q When were you married to her? A I was married in 1896 under United States license, and then in '97 or '98 I married according to Choctaw laws.
Q Under what tribal license were you married the second time? A Choctaw.
Q Where was that license procured? A Stonewall
Q Is that in the Choctaw or Chickasaw Nation? A Chickasaw Nation.
Q Are you certain that they were issuing Choctaw marriage licenses in the Chickasaw Nation at Stonewall? A Yes sir, they did those.
Q Do you remember the date of your last marriage? A No sir, I dont; it was in '98 some time in the spring.
Q Our records show that you were married under a Chickasaw tribal license at the time of your second marriage; where were you residing at that time? A Wynnewood.
Q In the Chickasaw Nation? A Yes sir.
Q Where was your wife residing at that time? A Wynnewood.
Q How long had you been living in the Chickasaw Nation prior to your marriage? A About 7 years, 6 or 7.
Q Have you continued to reside in the Choctaw-Chickasaw country since the date of your marriage up to the present time? A Yes sir.
Q Never been outside of the Indian Territory to establish a residence or make a home? A No sir.
Q You and your wife have lived together continuously since the date of your second marriage? A Yes sir.
Q Never been any separation of any kind or character? A No sir.
Q Is she your first wife? A Yes sir.
Q Are you her first husband? A Yes sir.

By Mr Murray Chickasaw Commissioner:
Q You stated just now that you took out a license to marry in the Chickasaw Nation? A Yes sir, as a Choctaw citizen.

W. H. Martin being duly sworn on oath states that as stenographer to the Commission to the Five Civilized Tribes he recorded in full the above proceedings at Tishomingo, I. T., on November 3, 1902, and that the within and foregoing is a full true and correct transcript of his stenographic notes in the same.

W. H. Martin

Subscribed and sworn to before me this 19 day of November, 1902.

Charles N. Haworth
Notary Public.

Recorded
Aug. 14th 1878
George Colbert
County Clk

Akas 12 1898

hatak moma kat nan isht ai ithai anashki
Kaonti chach nan isht ai atta
Pan totak kanti i kaonti chach sia hat nan isht ai a hantala hi chikasha okla inan alhpisa at amissa tok polla mako ~~ohoyo~~ ch~~ikasha~~ apta ohoyo pan-totak ai a hanta Julia ann walker atok ma hatak nahollo okla ai a chaffa vs Wiley P. Casey illappak atok mat chika sha okla inan alhpi sa ai a kai yat itti hallala chi ma ko lasin holisso atok ma ikashlishki
Kaonti Ami cha pilobit chach
Attest
George Colbert
Co. Clk

R. Carney

This is to certify that the above marriage license and marriage certificate of Mr. Wiley P. Casey & Miss Julia Walker were duly recorded in the marriage record Page 18, book C.
This the 15th day of Aug. 1898.

Geo. Colbert
County Clerk
Pontotoc County, C.N.

DEPARTMENT OF THE INTERIOR,
COMMISSION TO THE FIVE CIVILIZED TRIBES,
MUSKOGEE, INDIAN TERRITORY,
MARCH 16, 1904.

Choctaw 110,
Intermarried.

In the matter of the application for the enrollment of Wiley P. Casey as a citizen by intermarriage of the Choctaw Nation.

J. R. Lawrence, being first duly sworn, testified as follows:

EXAMINATION BY THE COMMISSION.

Q Your name is J. R. Lawrence? A Yes, sir.
Q You are a Choctaw by blood? A Yes, sir.
Q And you reside in the Chickasaw Nation? A Yes, sir.
Q You are conversant with the Choctaw and Chickasaw languages? A Yes, sir.
Q And able to translate from the Choctaw and Chickasaw to the English language? A Yes, sir.
Q I hand you here a paper which purports to be a marriage license. Will you kindly translate the same? A August 12, 1898. To all people. This certificate, I County Judge of Pontotoc County, in session of County Court, a man by the name of Wiley P. Casey, a citizen of the Chickasaw Nation and a woman of the name of Julia Ann Walker, who is a citizen of the Nation, to marry a white man, a United States citizen, Wiley P. Casey, who is to marry this woman at as early a date as possible. I hereby issue him a license for that purpose. County and Probate Judge of Pontotoc County. Reuben Carney. Attested, George Colbert, County Clerk.

Wirt Franklin, being first duly sworn, states that as stenographer to the Commission to the Five Civilized Tribes, he reported all proceedings had in the above entitled cause at Muskogee, Indian Territory, on March 16, 1904, and that the above and foregoing is a full, true and correct transcript of his stenographic notes, taken in said cause.

Wirt Franklin

Subscribed and sworn to before me this 16th day of March, 1904.

Charles F. Sawyer
Notary Public.

Copy

BIRTH AFFIDAVIT. 20

DEPARTMENT OF THE INTERIOR,

COMMISSION TO THE FIVE CIVILIZED TRIBES.

IN RE Application for Enrollment, as a citizen of the Choctaw Nation,

of Pushmataha Casey (Here insert name of child.), born on the 11 day of Oct, 1900

Name of Father: Wiley P. Casey a citizen of the Choctaw Nation.

Name of Mother: Julia Ann Casey a citizen of the Choctaw Nation.

Post-office Roff Ind Ter.

AFFIDAVIT OF MOTHER.

UNITED STATES OF AMERICA, INDIAN TERRITORY } District.

I, Julia Ann Casey, on oath state that I am twenty-two 22 years of age and a citizen, by Blood, of the Choctaw Nation; that I am the lawful wife of Wiley Parris Casey, who is a citizen, by mariage, of the Choctaw Nation; that a boy (male or female.) child was born to me on 11 day of Oct 1900; that said child has been named Pushamataha Casey, and is now living.

WITNESSES TO MARK:

(Must be Two Witnesses.) {

Julia Ann Casey

Subscribed and sworn to before me this 23 *day of* Oct *190*0.

(SEAL (Southern District))

John A. Clark NOTARY PUBLIC.

AFFIDAVIT OF ATTENDING PHYSICIAN, OR MIDWIFE.

UNITED STATES OF AMERICA, INDIAN TERRITORY. Southern District, }

I, Boston N. Speer, a physician, on oath state that I attended on Mrs. Julia Ann Casey, wife of W. P. Casey, on the 11 day of Oct, 1900; that there was born to her on [redacted] (male or female.) child; that said child is now living and is said to have been named Pushmataha.

WITNESSES TO MARK:

(Must be Two) {

Boston N. Speer.

Subscribed and sworn to before me this 23 *day of* Oct *190*0.

(SEAL) John A. Clark NOTARY PUBLIC.

IN RE

Application for Enrollment of

INFANT CHILD

Pushmataha Casey
as a citizen of

Choctaw ..... Nation.

Approved Oct 25 1900 190

Tams Bixby
Commissioner.

DEPARTMENT OF THE INTERIOR
COMMISSION TO THE FIVE CIVILIZED TRIBES

FILED

OCT 25 1900

Tams Bixby
Acting Chairman

N.F.
[illegible]

7-110.

DEPARTMENT OF THE INTERIOR.
COMMISSION TO THE FIVE CIVILIZED TRIBES.

In the matter of the application for the enrollment of Wiley P. Casey as a citizen by intermarriage, and for the enrollment of his wife, Julia Ann W. Casey, and his minor child, Pushamataha Casey, as citizens by blood, of the Choctaw Nation.

--: D E C I S I O N :--

It appears from the census card record in this case that on September 13, 1898, the principal applicant, Wiley P. Casey, appeared before the Commission and made personal application for the enrollment of himself as a citizen by intermarriage, and for the enrollment of his wife, Julia Ann W. Casey, as a citizen by blood, of the Choctaw Nation. Subsequently, on October 25, 1900, there was filed with the Commission a written application for the enrollment of Pushamataha Casey, born October 11, 1900, to the applicants, Wiley P. Casey and Julia Ann W. Casey. Further proceedings were had in this case at Tishomingo, Indian Territory, on November 3, 1902, and at Muskogee, Indian Territory, on March 16, 1904.

It appears from the records of the Commission that the applicant, Julia Ann W. Casey, is identified upon the 1893 Choctaw Leased District Payment Roll, Chickasaw District, page 67, number 619, and also upon the 1896 Choctaw Census Roll, Chickasaw District, number 14180, enrolled on said rolls as a citizen by blood of said Nation. Said applicant is further identified upon the 1890 authenticated tribal roll of the Creek Nation and also upon the 1895 pay roll of the Creek Nation. The applicant, Pushamataha Casey, having been born subsequent to the preparation of said rolls, is identified by proper proof of birth, filed with and made a part of the record in this case.

It further appears from the records of the Commission that on December 5, 1896, in the case entitled "Mary Florence Gatlin vs. Choctaw Nation" (1896 Choctaw Citizenship Docket, case number 1015), the applicant, Julia Ann W. Casey, was admitted to citizenship in the Choctaw Nation as a citizen by blood, from which decision of the Commission no appeal was taken.

It appears from the record in this case that on August 12, 1898, the applicant, Wiley P. Casey, was married in accordance with the laws, customs and usages of the Chickasaw Nation to the applicant, Julia Ann W. Casey (nee Walker); that at the time of said marriage both persons above mentioned were residents in good faith of the Chickasaw Nation, and that they have lived together continuously in the Choctaw-Chickasaw country as husband and wife from the date of said marriage up to and including September 25, 1902.

It further appears from the record herein that on Dec-

ember 4, 1903, under the provisions of a portion of section 21 of the act of Congress approved June 28, 1898 (30 Stat., 495), the applicant, Julia Ann W. Casey, elected in writing for herself and her minor son, Pushamataha Casey, to be finally enrolled as citizens by blood of the Choctaw Nation and to take their allotment of lands and distribution of moneys in said Nation.

It further appears that the applicant, Julia Ann W. Casey, was a resident in good faith of Indian Territory on June 28, 1898, all applicants listed upon census cards in 1898 have been first examined as to such fact, although their testimony was not reduced to writing.

It is, therefore, the opinion of this Commission that Wiley P. Casey should be enrolled as a citizen by intermarriage, and that Julia Ann W. Casey and Pushamataha Casey should be enrolled as citizens by blood, of the Choctaw Nation, in accordance with the provisions of the acts of Congress approved June 28, 1898 (30 Stat ., 495), and July 1, 1902 (32 Stat., 641), and it is so ordered.

COMMISSION TO THE FIVE CIVILIZED TRIBES.

Chairman.

Commissioner.

Commissioner.

Muskogee, Indian Territory,

MAY 28 1904

7-110.

Muskogee, Indian Territory, November 23, 1903.

Julia Ann W. Casey,

Roff, Indian Territory.

Dear Madam:

You are hereby notified that you will be allowed fifteen days from the date hereof, within which, to file with the Commission an [illegible] election [illegible] [illegible] Chickasaw [illegible] or [illegible] on under the following [illegible] of the Act of Congress approved June 28, 1898:

> "The several tribes may, by agreement, determine the right of persons who for any reason may claim citizenship in two or more tribes, and to allotment of lands and distribution of moneys belonging to each tribe; but if no such agreement be made, then such claimant shall be entitled to such rights in one tribe only, and he may elect in which tribe he will take such right; but if he fail or refuse to make such selection in due time, he shall be enrolled in the tribe with whom he has resided, and there be given such allotment and distributions, and not elsewhere."

Respectfully,

Chairman.

DEPARTMENT OF THE INTERIOR,
COMMISSION TO THE FIVE CIVILIZED TRIBES.
FILED
DEC 4 1903

United States of America,

Indian Territory,

Southern District.

Julia Ann W. Casey, being duly sworn, states on oath, that she hereby elects for herself and minor child, Pushmataha Casey, to be finally enrolled as citizens of the Choctaw Nation.

Julia Ann W. Casey

Subscribed and sworn to before me this the 27 day of November, 1903.

J. C. Pitts

Notary Public.

CHOCTAW.

20

IN RE

Application for Enrollment of

INFANT CHILD

Pushmataha Casey

as a citizen of the

CHOCTAW Nation.

Approved, OCT 25 1900 190.

Commissioner.

DEPARTMENT OF THE INTERIOR.
COMMISSION TO THE FIVE CIVILIZED TRIBES.
FILED
OCT 25 1900

ACTING CHAIRMAN

CHOCTAW.
110.

DEPARTMENT OF THE INTERIOR,

COMMISSION TO THE FIVE CIVILIZED TRIBES.

IN RE Application for Enrollment, as a citizen of the Choctaw Nation, of Pushmataha Casey (Here insert name of child), born on the 11 day of Oct, 1900

Name of Father: Wiley P. Casey, a citizen of the Choctaw Nation.

Name of Mother: Julia Ann Casey, a citizen of the Choctaw Nation.

Post-office, Roff Ind. Ter.

AFFIDAVIT OF MOTHER.

UNITED STATES OF AMERICA,
INDIAN TERRITORY
District.

I, Julia Ann Casey, on oath state that I am twenty two (22) years of age and a citizen, by Blood, of the Choctaw Nation; that I am the lawful wife of Wiley Parris Casey, who is a citizen, by marriage, of the Choctaw Nation; that a Boy (male or female) child was born to me on the 11 day of Oct 1900; that said child has been named Pushamataha Casey, and is now living.

Julia Ann Casey

WITNESSES TO MARK:

(Must be Two Witnesses.)

Subscribed and sworn to before me this 23 *day of* Oct 1900

John [illegible]

NOTARY PUBLIC

AFFIDAVIT OF ATTENDING PHYSICIAN, OR MIDWIFE.

UNITED STATES OF AMERICA,
INDIAN TERRITORY.
Southern District.

Boston N. Speer, a Physician, on oath state that I attended on Mrs. Julia Ann Casey, wife of W. P. Casey, on the 11 day of Oct, 1900; that there was born to her on said date a Male (male or female) child; that said child is now living and is said to have been named Pushmataha.

Boston N. Speer

WITNESSES TO MARK:

Subscribed and sworn to before me this 23 *day of* Oct 1900

John A. Clark

NOTARY PUBLIC.

Choctaw 110

Muskogee, Indian Territory, May 28 , 1904.

Bingham & Apple,

Attorneys at Law,

Tishomingo, Indian Territory,

Gentlemen:

You are hereby advised that the Commission to the Five Civilized Tribes, on May 28, 1904, rendered its decision granting the application for the enrollment of Wiley P. Casey as a citizen by intermarriage, and of Julia Ann W. Casey and Pushamataha Casey as citizens by blood, of the Choctaw Nation.

The attorneys for the Choctaw and Chickasaw Nations have been furnished a copy of said decision and have been allowed fifteen days from the date hereof within which to file protest against the action of the Commission in enrolling said applicants as citizens of the Choctaw Nation. If at the expiration of said time no protest has been filed, their names will be placed upon the final rolls of the citizens of the Choctaw Nation to be submitted to the Secretary of the Interior for his approval.

Respectfully,

Tams Bixby.

Chairman.

Registered.

Choctaw 110

Muskogee, Indian Territory, May 28, 1904.

J. C. Little,

Attorney at Law,

Roff, Indian Territory,

Dear Sir:

You are hereby advised that the Commission to the Five Civilized Tribes, on May 28, 1904, rendered its decision granting the application for the enrollment of Wiley P. Casey as a citizen by intermarriage, and of Julia Ann W. Casey and Pushamataha Casey as citizens by blood, of the Choctaw Nation.

The attorneys for the Choctaw and Chickasaw Nations have been furnished a copy of said decision and have been allowed fifteen days from the date hereof within which to file protest against the action of the Commission in enrolling said applicants as citizens of the Choctaw Nation. If at the expiration of said time no protest has been filed, their names will be placed upon the final rolls of the citizens of the Choctaw Nation to be submitted to the Secretary of the Interior for his approval.

Respectfully,

Chairman.

Registered.

Choctaw 110

COPY.

Muskogee, Indian Territory, May 28, 1904.

Wiley P. Casey,

Roff, Indian Territory,

Dear Sir:

Inclosed herewith you will find a copy of the decision of the Commission to the Five Civilized Tribes, rendered May 28, 1904, granting the application for the enrollment of yourself as a citizen by intermarriage, and of your wife Julia Ann W. Casey, and son Pushamataha Casey, as citizens by blood, of the Choctaw Nation.

The attorneys for the Choctaw and Chickasaw Nations have been furnished a copy of this decision and have been allowed fifteen days from the date hereof within which to file protest against the action of the Commission in enrolling you as citizens of the Choctaw Nation. If at the expiration of said time no protest has been filed, your names will be placed upon the final rolls of the citizens of the Choctaw Nation to be submitted to the Secretary of the Interior for his approval.

Respectfully,

Chairman.

Registered.

Encl. 7-110.

Choctaw 110

Muskogee, Indian Territory, May 28, 1904.

Mansfield, McMurray & Cornish,

Attorneys for Choctaw and Chickasaw Nations,

South McAlester, Indian Territory,

Gentlemen:

Inclosed herewith you will find a copy of the decision of this Commission, rendered May 28, 1904, granting the application for the enrollment of Wiley P. Casey as a citizen by intermarriage, and of Julia Ann W. Casey and Pushamataha Casey as citizens by blood, of the Choctaw Nation.

You are hereby advised that you will be allowed fifteen days from the date hereof within which to file protest against the action of the Commission in enrolling said applicants as citizens of the Choctaw Nation. If at the expiration of said time no protest has been filed, their names will be placed upon the final rolls of the citizens of the Choctaw Nation to be submitted to the Secretary of the Interior for his approval.

Respectfully,

Chairman.

Registered.

Insl. 7-110.

7-110

Muskogee, Indian Territory, February 13, 1905.

Wiley P. Casey,

Roff, Indian Territory.

Dear Sir:

Receipt is hereby acknowledged of the affidavit of Julia Ann Casey and Lona Woodbury relative to the birth of Jaunita, infant daughter of Wiley P. and Julia Ann Casey, November 9, 1902, which it is presumed have been offered as an application for the enrollment of said child.

You are advised that under the provisions of the act of Congress approved July 1, 1902, no children born to citizens of the Choctaw and Chickasaw Nations subsequent to September 25, 1902, the date of the ratification of said act, are entitled to enrollment and allotment in the Choctaw and Chickasaw Nations.

Respectfully,

Chairman.

7-110

Muskogee, Indian Territory, March 20, 1905.

Wiley P. Casey,

Roff, Indian Territory.

Dear Sir:

Receipt is hereby acknowledged of the affidavits of Julia Ann Casey and J. L. Jeffress M. D., to the birth of Jack C. Casey, infant son of W. P. and Julia Ann Casey, February 26, 1905, and the same have been filed with our records as an application for the enrollment of said child.

Respectfully,

Chairman.

111 Thomas P. Howell et al Granted Choc

Thomas P. Howell
age 49

page 259 CCR No 2
Chickasaw Dist

---

wife
Henrietta ~~A~~, page 47
age 37 Chic. Int Roll
Chick. Dist

CCR No 2
Thomas P. jr age 10 pg 259
Chick Dist
Laura " 7 "
Vivian " 5 "
on Roll Vinay
Gladys " 3 4
Children of Henrietta

COMMISSIONERS
HENRY L. DAWES,
TAMS BIXBY,
THOMAS B. NEEDLES,
C. R. BRECKINRIDGE

ALLISON L. AYLESWORTH,
SECRETARY

DEPARTMENT OF THE INTERIOR,

COMMISSION TO THE FIVE CIVILIZED TRIBES.

Muskogee, Indian Territory, July 21, 1900.

Mr. Thomas P. Howell,

Davis, Indian Territory,

Dear Sir:

The Commission will open a Land Office at Atoka in the Choctaw Nation, some time during the month of September, 1900, at which time and place Choctaws and Chickasaws will be permitted to make preliminary selections of their homestead allotments. Before this time, it is desired that you furnish the Commission either the original or a certified copy of the marriage license and certificate between you and your wife, Henrietta Howell. If you cannot procure either the original or a certified copy of the license, the Commission will accept the affidavits of two disinterested parties who were present at your marriage as evidence of the same. It will be necessary to have this information furnished before she can be allowed to select her allotment. Please answer on this sheet.

Yours truly,

Acting Chairman.

Southern District,
Indian Territory.

Personally appeared before me, the undersigned authority, a notary public in and for said District, J. B. Camp, who being first duly sworn according to law, says:

My age is 61 years, and my residence six miles west of Davis, I. T.

I am personally acquainted with Dr. T. P. Howell and his wife Henrietta Howell.

The above named parties were married at my residence on the Ninth, day of November, 1887.

I was present and witnessed the ceremony at the time and place mention above.

The said Dr. T. P. Howell is a citizen of the Choctaw Nation by blood, duly recognized and enrolled as such, and has been residing with his wife Henrieta Howell, above named within a mile from my home, ever since the date of the marriage above stated.

J. B. Camp

Subscribed and sworn to before me, this the 2 nd., day of October, 1900.

H. V. Fielding

Notary Public.

Southern District,
Indian Territory.

Personally appeared before me, the undersigned authority, a notary public in and for said District, Thomas Grant, who being duly sworn according to law, says:

My age is 70 years, and my place of residence, Arbuckle, Indian Territory.

I am personally acquainted with Dr. T. P. Howell, and his wife Henrietta Howell. I was present and witnessed the marriage ceremony of these parties, which occurred at the residence of Mr. J. E. Camp, about six miles west of the Town of Davis, I. T, on the Ninth day of November, 1887.

The said T. P. Howell is a citizen of the Choctaw Nation by blood, duly recognized and enrolled as such, and he and the said Henrietta Howell have resided about two and one half miles from my residence ever since their said marriage above stated.

Thos Grant

Subscribed and sworn to before me, this the 3rd. , day of October, 1900.

W. W. Franklin

Notary Public.

112 Robert C. Florence et al Chic

DEPARTMENT OF THE INTERIOR,

COMMISSION TO THE FIVE CIVILIZED TRIBES.

The record in the matter of the application for the enrollment as a citizen by intermarriage of the Chootaw Nation of--

ROBERT C. FLORENCE, 7-112.

Department of the Interior
Commission to the Five Civilized Tribes
Pauls Valley, I.T. October 23,1902.

Choctaw 112

In the matter of the application for enrollment as a citizen by intermarriage of the Choctaw Nation of Robert C. Florence.

Robert C. Florence being first duly sworn testified as follows:

Examination by the Commission

Q What is your name? A I can't tell you the exact age; I guess about fifty-four.
Q What is your post office address? A Paola.
Q How long have you resided in the Chickasaw Nation? A Since '71.
Q Lived here continuously since '71? A Yes, sir.
Q You are a white man are you sir? A Yes, sir.
Q And an applicant for enrollment as a citizen by intermarriage of the Choctaw Nation? A Yes, sir.
Q What is the name of your Choctaw wife? A Mary Jane Gardner.
Q Is she a citizen by blood of the Choctaw Nation? A Yes, sir.
Q Always been recognized as such? A Yes, sir.
Q Her rights have never been disputed? A No, sir.
Q When was you married to her? A '74.
Q Where? A Right here in Pauls Valley.
Q Were you ever married prior to your marriage to her? A No, sir.
Q Was she ever married prior to her marriage to you? A No,sir.
Q At the time you were married to her were you both residents of the Chickasaw Nation? A Yes, sir.
Q Did you obtain a tribal license to marry this woman? A No,sir; they had no license at that time.
Q That was in '74? A Yes, sir.
Q Who married you? A Davis I think was the preacher's name. I would not be positive about that.
Q Since your marriage to this woman you have always been recognized by the tribal authorities as a citisen? A Yes, sir.
Q Your rights have never been questioned? A No, sir.
Q Have you since your marriage to this woman in 1874 lived with her continuously? A Yes, sir.
Q There has been no separation, desertion or divorce? A No,sir.
Q You and your wife and this child are now living together in the Chickasaw Nation and are bonafide residents of this Nation? A Yes, sir.

G. Rosenwinkel being duly sworn on his oathstates that as stenographer to the Commission to the Five Civilized Tribes he reported in full all the proceedings had in the above entitled cause on October 23, 1902, and that the above and foregoing is a full, true and correct transcript of his stenographic notes in said cause on said date.

G Rosenwinkel

Subscribed and sworn to before me this 29 day of November 1902.

Charles R Samson
Notary Public.

DEPARTMENT OF THE INTERIOR,
COMMISSION TO THE FIVE CIVILIZED TRIBES.
FILED
SEP 11 1900

ACTING CHAIRMAN.

United States of America,

Indian Territory,

Southern District.

On this day personnally appeared before me the undersigned authority, James W.Gardner, who after being first duly sworn on his oath deposes and states that his name is James W.Gardner, my Post office is Wynnewood, Ind. Ter., and I am acquainted with Robt. C. Florence and his wife Mary Jane Florence, have known them since 1872; knew them both before they were married; Mary Jane Florence was named Mary Jane Gardner before her marriage to Robt. C. Florence; she was a Chocktaw Indian by blood and a neice of mine; I am an Indian by blood; I have no interest in this matter; I was present at the marriage of Jack Florence to Mary Jane Gardner which took place on the 27th, day of November,1874; they were married according to the custom then in vogue in the Chickasaw Nation; there was no license law in force in the Chickasaw Nation at that time. They have lived together since said time and I have known them and lived near them at all times since the said date. They were married at Zack Gardner's near the town of Pauls Valley in the Chickasaw Nation Indian Territory.

James W Gardner

Subscribed and sworn to before me this the 28th, day of August,1900.

W.S. Currie

Notary Public.

DEPARTMENT OF THE INTERIOR,
COMMISSION TO THE FIVE CIVILIZED TRIBES.
FILED
SEP 11 1900

ACTING CHAIRMAN.

United States of America,

Indian Territory,

Southern District.

On this day personally appeared before me the undersigned authority, Louisa Wadkins, who after being first duly sworn on her oath deposes and states that she is acquainted with ~~Jack~~ Robt C. Florence and his wife Mary Jane Florence, who before her marriage was Mary Jane Gardner; I have known them both since 1872; Mary Jane Florence before her marriage was Mary Jane Gardner is an Indian by blood; they were married at Zack Gardner's near the town of Pauls Valley on the 27th, day of November,1874, I was present at their marriage and saw them ~~am~~ married; they were married according to the laws ~~inx~~ then in force in the Chickasaw Nation; there was no marriage laws and the custom was to get married without a license; they were married after this custom and have lived together ever since the said date as husband and wife; I have known them ever since that time and know them to be living togetner at the present time.

I saw them married and James W.Gardner was also present and saw them married.

Louisa Wadkins her Mark

Subscribed and sworn to before me this the ~~first~~ September day of ~~August~~,1900.

G. C. Grisham

Notary Public.

Hale

7 - 112.

DEPARTMENT OF THE INTERIOR,
COMMISSION TO THE FIVE CIVILIZED TRIBES.

In the matter of the application for the enrollment of Robert C. Florence as a citizen by intermarriage of the Choctaw Nation.

DECISION.

It appears from the record herein that Robert C. Florence, on November 27, 1874, was married in accordance with the laws, customs and usages of the Chickasaw Nation to Mary Jane Florence (nee Gardner) a recognized and enrolled citizen by blood of the Choctaw Nation, whose name appears as No. 222 upon the lists prepared by this Commission under the act of Congress approved July 1, 1902, (32 Stat., 641) of persons entitled to enrollment as citizens by blood of the Choctaw Nation and approved by the Secretary of the Interior December 12, 1902; that at the time of said marriage both persons above mentioned were residents in good faith of the Chickasaw Nation and that they lived together continuously in said Nation as husband and wife from the date of said marriage up to and including September 25, 1902.

It is, therefore, the opinion of this Commission that Robert C. Florence should be enrolled as a citizen by intermarriage of the Choctaw Nation, in accordance with the provisions of the acts of Congress approved June 28, 1898, (30 Stat., 495) and July 1, 1902, (32 Stat., 641), and it is so ordered.

COMMISSION TO THE FIVE CIVILIZED TRIBES.

Chairman.

Commissioner.

C. R. Breathitt

Commissioner.

W. E. Hurley

Commissioner.

Muskogee, Indian Territory,
DEC 2 1902

Y. Choctaw 112

Muskogee, Indian Territory, December 2, 1903.

Robert C. Florence,

Paoli, Indian Territory.

Dear Sir:

Enclosed herewith you will find a copy of the decision of the Commission to the Five Civilized Tribes, rendered December 2nd, 1903, granting your application for enrollment as a citizen by intermarriage of the Choctaw Nation.

The attorneys for the Choctaw and Chickasaw Nations have been furnished a copy of this decision and have been allowed fifteen days from the date hereof in which to file protest against the action of the Commission in enrolling you as a citizen of the Choctaw Nation. If at the expiration of that time no protest has been filed, your name will be placed upon the final rolls of the citizens of the Choctaw Nation to be submitted to the Secretary of the Interior for his approval.

Respectfully,

(SIGNED)

Chairman.

Registered.

Enc. 7-112.

COPY. Choctaw 112

Muskogee, Indian Territory, December 2, 1903.

Mansfield, McMurray & Cornish,

Attorneys for Choctaw and Chickasaw Nations,

South McAlester, Indian Territory.

Gentlemen:

Enclosed herewith you will find a copy of the decision of the Commission, rendered December 2, 1903, granting the application of Robert C. Florence for enrollment as a citizen by intermarriage of the Choctaw Nation.

You are hereby advised that you will be allowed fifteen days from the date hereof in which to file protest against the action of the Commission in enrolling said Robert C. Florence as a citizen of the Choctaw Nation. If at the expiration of that time no protest has been filed, his name will be placed upon the final rolls of the citizens of the Choctaw Nation to be submitted to the Secretary of the Interior for his approval.

Respectfully,

LDN

Chairman.

Registered.

Enc. T-112.

Department of the Interior
Commission to the Five Civilized Tribes
Choctaw ~~187~~ 117 Pauls Valley, I.T. October 23, 1902.

In the matter of the application for enrollment as a citizen by intermarriage of the Choctaw Nation of Robert C. Florence.

Robert C. Florence being first duly sworn testified as follows:

Examination by the Commission

Q What is your age? A I can't tell you the exact age; I guess about fifty-four.
Q [illegible] A [illegible]
[illegible] '71.
Q [illegible] A Yes, sir.
Q [illegible] A [illegible]
Q [illegible] intermarriage of [illegible] A Yes, sir.
Q [illegible] Gardner.
Q [illegible] A Yes, sir.
Q [illegible] A Yes, sir.
Q [illegible] A No, sir.
Q [illegible]
Q [illegible]
Q [illegible] A No, sir.
Q Was she ever married prior to her marriage to you? A No, sir.
Q [illegible] were married [illegible] residents of [illegible]
Q [illegible] A No, sir; [illegible]
Q [illegible] in '74? A Yes, sir.
Q [illegible] would not be possible [illegible]
Q Since your marriage [illegible] recognized by the tribal authorities as a citizen? A Yes, sir.
Q Your rights have never been questioned? A No, sir.
Q Have you since your marriage to this woman in 1874 lived with her continuously? A Yes, sir.
Q There has been no separation, desertion or divorce? A No, sir.
Q You and your wife and this child are now living together in the Chickasaw Nation and are bona fide residents of this Nation? A Yes, sir.

C. Rosenwinkel being duly sworn on his oath states that as stenographer to the Commission to the Five Civilized Tribes he reported in full all the proceedings had in the above entitled cause on October 23, 1902, and that the above and foregoing is a full, true and correct transcript of his stenographic notes in said cause on said date.

C Rosenwinkel

Subscribed and sworn to before me this 27 day of November 1902.

Charles H. Sawyer

Notary Public.

113	John W. Wright	Granted	Choc

John W. Wright
on Roll John Wright.
age 12

Page 489. C C K No 2
Chick - Dist.

A K Bailey

113.

114 Jesse Hibdon et al Granted Choc

Eula H. Magner Transferred from D #329 10-31-04

In the matter of the application for the enrollment of Eula H. Magner as a citizen by intermarriage of the Choctaw Nation.

7-D-329.

Commission to the Five Civilized Tribes,

Durant, Indian Territory.

In the enrollment of Eula B. Magner as an intermarried Choctaw; being sworn and examined by Com'r McKennon she testifies:

Q What is your name? A Eula B. Magner.

How old are you? A 26

Q You present here a license issued by the Clerk of the United States Court December 24th 1890 of Charles ~~Hibbxx~~ Hibden to marry Miss Eula Jackson, that was your name? A Yes sir

Q Was Hibden a recognized citizen? A Yes sir, he was a Choctaw by blood, and so recognized.

Q Did you live with him until his death? A Yes sir.

Q When did he die? A In 1894.

Q Have you since married? A Yes sir.

Q To a white man? A Yes sir

Q United States citizen? A Yes sir

Q When? A In 1896

Q What is your white husband's name? A Oscar B. Magner

Q Where have you been living all the while? A In the Chickasaw Nation, Indian Territory.

Q Has he been living with you? A Yes sir

Q What is your baby's name? A Veda May Magner.

Q How old is it? A She will be two years old next April.

Com'r McKennon: Enrollment will be refused as to Mr. Magner and to the child, and you will be placed on a white card, subject to the decision of the commission.

Q Was he living in the Chickasaw country when he married you?

A Yes sir.

Department of the Interior,
Commission to the Five Civilized Tribes.
I hereby certify, upon my official oath as stenographer to the above named Commission, that this is a true, full and correct transcription of my stenographic notes.
M D Green

Choctaw, D--329.

Department of the Interior,
Commission to the Five Civilized Tribes.
Pauls Valley, I. T., October 24, 1902.

In the matter of the application for enrollment as a citizen by intermarriage of the Choctaw Nation of Eula H. Magner.

Eula H. Magner being duly sworn testifies as follows:

Examination by the Commission.

Q What is your name? A Eula H. Magner.
Q How old are you? A 29.
Q What is your post office address? A Pauls Valley.
Q How long have you resided in the Chickasaw Nation? A I have been here 12 years.
Q Lived here continuously for 12 years? A Yes sir.
Q Never had a home anywhere else for the past 12 years? A No sir.
Q You are a white woman? A Yes sir.
Q You are a claimant for enrollment as a citizen by intermarriage of the Choctaw Nation? A Yes sir.
Q What is the name of your Choctaw husband? A Charley Hibdon.
Q Was he a recognized citizen by blood of the Choctaw Nation? A Yes sir.
Q His rights as such citizen were never in any manner questioned? A No sir.
Q When did you marry him? A 1890.
Q Were you ever married prior to that time? A No sir, I have married since he died.
Q Was he ever married before he married you? A No sir.
Q You say you were married in 1890? A Yes sir.
Q Where? A Whitebead.
Q Were you livingin the Chickasaw Nation at that time? A Yes sir.
Q How long before you married had you been living here? A A year.
Q Was your husband living here then? A Yes sir.
Q How long had he been living here? A I dont know how long they had been living here.
Q You were married to Hibdon in the Chickasaw Nation? A Yes sir.
Q Were you married under a Chickasaw license? A No sir, under Arkansas law.
Q Never were married to him under a Chickasaw license? A No sir.
Q How long did you live with him? A Four years.
Q That would be up until 1894? A Yes sir.

Eula H. Magner----?

Q Was that up until the time of his death? A Yes sir, he was murdered the 18th of February, 1894.
Q After his death did you re-marry? A Yes sir.
Q When? A 1897.
Q Your name in 1896 was Eula Hibdon? A Yes sir.
Q You applied to the Dawes Commission to be admitted as an intermarried citizen in 1896? A Yes sir, I believe it was then.
Q You were admitted by the Dawes Commission in 1896? A Yes sir.
Q After your admission you married a white man? A Yes sir.
Q What is his name? A Mozley.
Q Your present husband? A Yes sir.
Q Did you have any children by your Choctaw husband? A Yes sir.
Q What are their names? A Jesse and Charley Hibdon.
Q Are they both living? A Yes sir.
Q Live with you? A Yes sir.

W. H. Martin being duly sworn on oath states that as stenographer to the Commission to the Five Civilized Tribes he recorded in full the above proceedings at Pauls Valley, I. T., on the 24th day of October, 1902, and that the within and foregoing is a full true and correct transcript of his stenographic notes in the same.

W H Martin

Subscribed and sworn to before me this 30 day of October, 1902.

C A Hamner

Notary Public.

7-D-329

DEPARTMENT OF THE INTERIOR,
COMMISSION TO THE FIVE CIVILIZED TRIBES.

In the matter of the application for the enrollment of Eula H. Magner, as a citizen by intermarriage of the Choctaw Nation.

-: D E C I S I O N :-

It appears from the record herein that in the year 1890, the applicant, Eula H. Magner, was lawfully married to Charles Hibden, a recognized and enrolled citizen by blood of the Choctaw Nation, who is identified upon the 1893 Choctaw Leased District Pay Roll, Chickasaw District, page 27, number 267; that at the time of said marriage both persons above mentioned were residents in good faith of the Chickasaw Nation, and lived together continuously as husband and wife from the date of said marriage until the death of said Charles Hibden, on February 18, 1894.

It further appears from the records of the Commission that on September 9, 1896, in the case entitled "Mrs. Eula Hibden, vs. Choctaw Nation" (1896 Choctaw Citizenship Docket, case number 1415), application was made to the Commission under the provisions of the Act of Congress approved June 10, 1896, (29 Stat., 321), for the admission of the applicant herein to citizenship in the Choctaw Nation by reason of her marriage to said Charles Hibden, and that on December 8, 1896, the said Eula H. Magner was by the Commission admitted to citizenship in the Choctaw Nation as a citizen by intermarriage, from which decision of the Commission no appeal was taken.

It further appears from the record herein that on August 8, 1897, the applicant was married to Oscar B. Magner, a white man, having no rights of Choctaw citizenship by blood, and that she had been a resident in good faith of the Chickasaw Nation from the date of her said marriage to said Charles Hibden, up to and including September 25, 1902.

It is therefore the opinion of this Commission that following the ruling of the Department in the case of Thornton D. Pearce, (I.T.D. 4060-1904), relative to the question of forfeiture, Eula H. Magner should be enrolled as a citizen by intermarriage of the Choctaw Nation, in accordance with the provisions of the Acts

7-D-329---2

of Congress approved June 28, 1898, (30 Stat., 495), and July 1, 1902, (32 Stat., 641), and it is so ordered.

COMMISSION TO THE FIVE CIVILIZED TRIBES.

Chairman.

Commissioner.

Commissioner.

Muskogee, Indian Territory.

OCT 15

Choctaw D-329

Muskogee, Indian Territory, October 15, 1904.

COPY.

Eula H. Magner,

Pauls Valley, Indian Territory.

Dear Madam:

Enclosed herewith you will find a copy of the decision of the Commission to the Five Civilized Tribes, rendered October 15, 1904, granting your application for enrollment as a citizen by intermarriage of the Choctaw Nation.

The attorneys for the Choctaw and Chickasaw Nations have been furnished a copy of said decision and have been allowed fifteen days from the date of this notice within which to file protest against the action of the Commission in enrolling you as a citizen of the Choctaw Nation. If, at the expiration of said time, no protest has been filed, your name will be placed upon the final rolls of the citizens of the Choctaw Nation to be submitted to the Secretary of the Interior for his approval.

Respectfully,

(SIGNED) [illegible]

Chairman.

Registered.
Enc. T-D329.

Choctaw D-329

Muskogee, Indian Territory, October 15, 1904.

OPY.

Mansfield, McMurray & Cornish,

Attorneys for the Choctaw and Chickasaw Nations,

South McAlester, Indian Territory.

Gentlemen:

Enclosed herewith you will find a copy of the decision of the Commission, rendered October 15, 1904, granting the application for the enrollment of Eula H. Magner as a citizen by intermarriage of the Choctaw Nation.

You are hereby notified that you will be allowed fifteen days from the date of this notice within which to file protest against the action of the Commission in enrolling said applicant as a citizen of the Choctaw Nation. If, at the expiration of said time, no protest has been filed, her name will be placed upon the final rolls of the citizens of the Choctaw Nation to be submitted to the Secretary of the Interior for his approval.

Respectfully,

(SIGNED) Tams Bixby.

Chairman.

Registered.
Enc. 7-D329.

For registry slip see 7-D-255

Choctaw D-329

Muskogee, Indian Territory, October 15, 1904.

Rennie, Bronts & McClure,

Attorneys-at-Law,

Pauls Valley, Indian Territory.

Gentlemen:

You are hereby notified that the Commission to the Five Civilized Tribes, on October 15, 1904, rendered its decision granting the application for the enrollment of Eula H. Magner as a citizen by intermarriage of the Choctaw Nation.

The attorneys for the Choctaw and Chickasaw Nations have been furnished a copy of said decision and have been allowed fifteen days from the date of this notice within which to file protest against the action of the Commission in enrolling said applicant as a citizen of the Choctaw Nation. If, at the expiration of said time, no protest has been filed, her name will be placed upon the final rolls of the citizens of the Choctaw Nation to be submitted to the Secretary of the Interior for his approval.

Respectfully,

SIGN: Tams Bixby.

Chairman.

Registered.

MEMORANDA.

(Date) Aug 16 1899.

Name

Choctaw ? County Year No.

Chickasaw ? County Year Page

Citizen by blood ? Mother's citizenship

Intermarried citizen ?

Married under what law ?

MC License filed this day,

76 Wife's name, Eula H. Magner

Choctaw ? yes County Year No.

Chickasaw ? County Year Page

Citizen by blood ? Mother's citizenship US

Intermarried citizen ? yes

Married under what law ?

License filed this day

Names of children:

	County	Year	Page	No.
	County	Year	Page	No.
	County	Year	Page	No.
	County	Year	Page	No.
	County	Year	Page	No.
	County	Year	Page	No.
	County	Year	Page	No.
	County	Year	Page	No.
	County	Year	Page	No.
	County	Year	Page	No.

As to remarriage see the Testimony
Admitted by Dawes Com case # 1415 as
Mrs. Eula Hibden

D 329

Oscar B. Magner, Eula H. Magner,

Jesse D. Hibdon and Charlie

Hibdon Paul's Valley. I.T.

vs

The Choctaw Nation

Petition for Enrolment.

Rennie, Brents & McClure

Paul's Valley, I.T.

REGISTRY RECEIPT.

Post Office at

Registered Letter
Parcel

I, William S. Mason, do solemnly swear that I am 50 years of age; that my post office address is Paul's Valley, Ind. Terry.; that on the 27th. day of August 1897, I deposited in the Post office at Paul's Valley, I.T. under cover addressed to the Governor of the Choctaw Nation, Tams Bois Ind. Terry., to be sent by registered mail, true and correct copies of the papers hereto attached and described as follows:-

Petition for Enrolment.

Affidavit of Eula H. Magnes

Affidavit of Oscar B. Magnes

Marriage License

Marriage Certificate

Certificate of Record

---

the receipt obtained from the Postmaster is hereto attached;
that the postage on said mail was prepaid; that I have no interest whatever in the prosecution of the claim of Oscar B. Magnes et al for citizenship in the Choctaw Nation.

W. S. Mason

Subscribed and sworn to before me this 27th. day of August 1897.

C. O. Barton

Notary Public.

To the Honorable Commission to the Five Civilized Tribes:-

O S C A R B . M A G N E R :	:	
Eula M. Magner, Jesse D. Hibdon and	:	
Charlie Hibdon	:	Petition for Enrolment.
vs	:	
The Choctaw Nation	:	

Your petitioners respectfully represent that Charles Hibdon, late of Paoli, in the Chickasaw Nation, was in his lifetime a citizen of the Choctaw Nation of Indians by blood and as such was on the rolls of citizenship of said Nation and received his pro-rata share of the Leased District Moneys; that in 1890 Eula M. Hibdon (now Eula M. Magner) was married to the said Charles Hibdon and thereby became a citizen of the Choctaw Nation; that the said Charles Hibdon was killed in the year 1894, leaving him surviving the said Eula M. Hibdon, his widow, Jesse D. Hibdon and Charlie Hibdon, his children; that the names of your petitioners, Eula M. Hibdon, Jesse D. Hibdon and Charlie Hibdon were duly entered upon the rolls of citizenship of the Choctaw Nation by the duly constituted authorities of said Choctaw Nation as made up in the year 1896; that your petitioner, Oscar B, Magner, is a white person born in the State of Indianna, 24 years of age and has lived in the Chickasaw Nation for seven years last passed; that on the 8th. day of August, your petitioner, Oscar B. Magner, was married to the said Eula M. Hibdon according to the Tribal Laws and regulations; a certified copy

of the marriage license, marriage certificate and certificate of record is hereto attached; that all of your petitioners reside in the Chickasaw Nation, in the Indian Territory and their postoffice address is Paul's Valley, Ind. Terry.

Wherefore your petitioners pray that their names be entered upon the rolls of citizenship of the Choctaw Nation.

Dennie, Brent & McBlain

for petitioners.

Eula H. Magner, being first duly sworn, deposes and says that she is the identical person who in 1890 was married to Charles Hibdon, a Choctaw Indian by blood; that the statements set forth in the above and foregoing petition are true and correct.

Eula H. Magner

Subscribed and sworn to before me this 21 day of August 1897.

G. C. Barton

Notary Public.

Oscar B. Magner, being first duly sworn, deposes and says, that he is the identical person, who on the 8th. day of August 1897, was married to Eula H. Hibdon, the widow of Charles Hibdon and that he and the other petitioners are bona fide residenrs of the Chickasaw Nation.

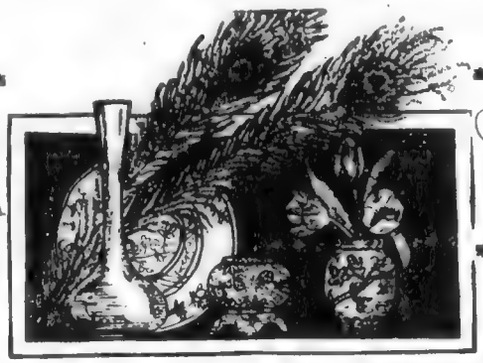
Oscar B. Magner

Subscribed and sworn to before me this 21st day of August 1897.

G. C. Barton

Notary Public.

CHICKASAW NATION



COUNTY OF PICKENS.

To Any Judge of The County or District Court, Ordained Minister of The Gospel in and for Said County of Pickens, GREETING:

You Are Authorized to Solemnize The

RITES OF MATRIMONY

BETWEEN MR Oscar B. Magness And M Eula F. Odom

And make due Return to the clerk of the County Court within Thirty Days thereafter certifying your action Under This License.

Witness my Official Signature and Seal of Office, Pickens County Court-House, this the seventh 7th day of August 1897

E. H. Cribbs
Judge County Court, Pickens County.

By _____ Deputy

I, Jno Henderson hereby certify that on the 8th day of August A. D. 1897, I United in Marriage Oscar B. Magness and Eula F. Odom the parties above-named.

WITNESS my hand this (8th) eighth day of Aug. 1897

Jno Henderson

Filed for Record 16th day Aug 1897, Recorded 16th day of Aug 1897

(Seal) Jay Hub County Clerk.

Ex. Guy Teel, Clerk of the
County Court Pickens County C. N.
hereby certify the foregoing license
was filed for record and
duly recorded on Page 331 in
marriage Record for Pickens
County Chickasaw Nation I.T.
Given under my hand and seal
of Office this 16th day of Aug. 1897

Guy Teel
County Clerk
P. C. C. N.

I hereby certify that the above and foregoing is a true and correct copy of the original marriage license, marriage certificate and certificate of record now before me.

C. O. Paulon
Notary Public.

7-114

Muskogee, Indian Territory, October 31, 1905.

O. F. Wagner,

Pauls Valley, Indian Territory.

Dear Sir:

Receipt is hereby acknowledged of your two letters of October 27, 1905, asking if application was made for your enrollment as an intermarried citizen of the Choctaw Nation in 1897, and stating that your wife Ula M. Wagner is an intermarried citizen of the Choctaw Nation and you ask if applications for the enrollment of yourself and your children will be received.

In reply to your letter you are advised that it does not appear from the records of this office that application has been made by you or on your behalf for enrollment asman intermarried citizen of the Choctaw Nation, nor does it appear that application has been made for the enrollment of children born to you and Ula F. Wagner and under the provisions of the act of Congress approved July 1, 1902, this office is now without authority to receive or consider original applications for enrollment in the Choctaw or Chickasaw Nations.

Respectfully,

Commissioner.

7-114

Muskogee, Indian Territory, November 9, 1905.

Oscar B. Wagner,

Pauls Valley, Indian Territory.

Dear Sir:

Receipt is hereby acknowledged of your letter of November 4, 1905, in which you ask if application could have been made for the enrollment of yourself and your children as citizens of the Choctaw Nation and the same not appear upon the records of this office.

In reply to your letter you are advised that if it is insisted that application has been made for the enrollment of yourself and your children as citizens of the Choctaw Nation you will be heard upon your personal appearance at this office accompanied by the person by whom the application was made and witnesses who have knowledge of the facts, notice of the time of taking such testimony being first served upon the attorneys for the Choctaw and Chickasaw Nations.

Respectfully,

Commissioner.

7-114

Muskogee, Indian Territory, January 6, 1906.

Blanton & Andrews,

Attorneys at Law,

Pauls Valley, Indian Territory.

Gentlemen:

Receipt is hereby acknowledged of your letter of December 26, 1905, in which you ask if an application for enrollment as citizens of the Choctaw Nation appear of record in behalf of O. B. Magner, husband of Eula H. Magner a duly approved citizen by intermarriage of the Choctaw Nation and their children Veta, May Magner, James L. Magner, Ruth Magner and Oscar D. Magner; you state that if no application appears on record you desire to make application for these persons as O. B. Magner claims a right to enrollment as an intermarried citizen having married Eula H. Magner in compliance with the Chickasaw laws in 1898, and the children claim citizenship by reason of being children of an intermarried Choctaw.

In reply to your letter you are advised that it does not appear from the records of this office that application has been made by or on behalf of O. B. Magner and the children above named as citizens of the Choctaw Nation and if it is desired to present an application for their enrollment, under the ruling of the Depart-

B. & A. #2

ment in the Mary Elizabeth Martin case, there is inclosed herewith circular giving full information as to procedure to be taken in the presentation of cases of this character.

Respectfully,

Commissioner.

Circular.

7-114

Muskogee, Indian Territory, August 21, 1906.

Rennie, Hooker & Taylor,

Attorneys at Law,

Pauls Valley, Indian Territory.

Gentlemen:

Receipt is hereby acknowledged of the affidavits of Eula H. Magner and T. C. Branum to the birth of Veta M. Magner, James L. Magner and Ruth Magner, and the affidavits of Eula H. Magner and Lidie L. Tidmore to the birth of Oscar B. Magner, Jr., childre of Oscar B. Magner and Eula H. Magner, April 23, 1893, March 3, 1900, July 2, 1902 and October 10, 1904, respectively.

Respectfully,

Commissioner.

7-114

Muskogee, Indian Territory, August 22, 1906.

Oscar B. Magner,

Coulson, Indian Territory.

Dear Sir:

ceipt is hereby acknowledged of the affidavits of Eula H. Magner and T. C. Braaum, to the birth of Veta M. Magner, James L. Magner and Ruth Magner; also the affidavits of Eula H. Magner and Ludie L. Tidmore, to the birth of Oscar B. Magner, Jr., children of Oscar B. and Eula H. Magner, April 23, 1898, March 3, 1900, July 2, 1902 and October 10, 1904, respectively.

Respectfully,

Commissioner.

115 M. W. SUTTLE Granted choc

DEPARTMENT OF THE INTERIOR,

COMMISSION TO THE FIVE CIVILIZED TRIBES.

The record in the matter of the application for the enrollment as a citizen by intermarriage of the Choctaw Nation of--

MERRIMAN W.SUTTLE, 7-115.

Department of the Interior
Commission to the Five Civilized Tribes
Chickasha, I.T. October 16, 1902.

Choctaw 115.

In the matter of the application for enrollment as a citizen by intermarriage of the Choctaw Nation of Merriman W. Suttle.

Merriman W. Suttle being first duly sworn testified as follows:

Examination by the Commission

Q What is your name? A Merriman W. Suttle.
Q How old are you? A Sixty-two.
Q Your post office address? A Purcell.
Q You are a white man are you? A Yes, sir.
Q And an applicant for enrollment as a citizen by intermarriage of the Choctaw Nation? A Yes, sir.
Q How long have you resided in the Choctaw-Chickasaw Country? A Something like thirty-two years
Q Lived here continuously for that length of time? A I have maintained a continuous residence here since sixty-five up to the present.
Q You have lived nowwhere else for the past thirty-two years? A No, sir.
Q What is the name of the Choctaw woman to whom you were married? I married two; the first one was a Goings a widow woman.
Q When did you marry her? A In Fort Smith, May '6[illegible].
Q How long did you live with her? A About four years.
Q Until she died? A Yes, sir.
Q Then you married another woman? A Yes, sir; I married Lucy Potter.
Q When was that? A '7[illegible].
Q How long did you live with her? A I don't recollect exactly some ten or twelve years.
Q Lived with her until her death? A Yes, sir.
Q Married since then? A No, sir.
Q You were admitted as an intermarried citizen by the Dawes Commission in 1896? A Yes, sir.
Q Have you since that admission married another woman? A Since 1896 I married a white woman.
Q Who was it? A She was a Dennis.
Q When did you marry her? A I married her in '9[illegible]; I think it was.
Q What time in '98? A Along in June or July.
Q That before you made your application to the Commission to be enrolled? A No, sir; since.
Q You was before the Commission in September 1898 at Pauls Valley? It was since I was before the Commission.
Q That you married this white woman? A Yes, sir.
Q Are you still living with her? A Yes, sir.
Q You have always been a bonafide resident of this Country? A Yes, sir.

Q Between the time you married this second Choctaw woman with whom you lived up to her death and up to the time you applied to the Dawes Commission in 1896 you never married a white woman? A No, sir.
Q It was after your admission in 1896 you married this woman? A Yes, sir.
Q Have you any children? A No , sir.
Q Just apply for yourself alone? A Just for myself alone.

G/ Rosenwinkel being duly sworn on his oath states that as stenographer to the Commission to the Five Civilized Tribes he reported in full all the proceedings had in the above entitled cause on October 16, 1902, and that the above and foregoing is a full, true and correct transcript of his stenographic notes in said cause.

G. Rosenwinkel

Subscribed and sworn to before me this 28 day of October 1902.

C. S. Hamm

Notary Public.

7--11 .

DEPARTMENT OF THE INTERIOR.
COMMISSION TO THE FIVE CIVILIZED TRIBES.

In the matter of the application for the enrollment of Merriman W. Suttle as a citizen by intermarriage of the Choctaw Nation.

--: D E C I S I O N :--

It appears from the record herein that Merriman W. Suttle appeared before the Commission and made personal application for enrollment as a citizen by intermarriage of the Choctaw Nation.

It further appears from the records of the Commission that on September 8, 1896, in the case entitled " . W. Suttle vs. Choctaw Nation." (1896 Choctaw Citizenship Docket, case number 1070) the applicant herein made original application to this Commission under the provisions of the act of Congress approved June 10, 1896 (29 Stat., 321) for admission to citizenship in the Choctaw Nation, claiming his right thereto by virtue of his marriage with Willie Ann Suttle (nee Guoynes) in 1865 and with Lucy Suttle (nee Patton) in 1871, recognized citizens by blood of the Choctaw Nation, and on December 8, 1896 the said Merriman W. Suttle was by this Commission admitted to citizenship in the Choctaw Nation as a citizen by intermarriage, from which decision of the Commission no appeal was taken.

It further appears from the evidence in this case that in 1898 the applicant was married to a white woman, having no rights of Choctaw citizenship by blood, and that he had been a resident in good faith of the Choctaw-Chickasaw country from the date of his marriage with the said Willie Ann Suttle in 1865 up to and including September 25, 1902.

It is, therefore, the opinion of this Commission that Merriman W. Suttle should be enrolled as a citizen by intermarriage of the Choctaw Nation under the provisions of the acts of Congress approved June 28, 1898 (30 Stat., 495) and July 1, 1902 (32 Stat., 641), and it is so ordered.

COMMISSION TO THE FIVE CIVILIZED TRIBES.

Chairman.

Commissioner.

Commissioner.

Muskogee, Indian Territory.
OCT 15 1904

Choctaw 115

Muskogee, Indian Territory, October 15, 1904.

Merriman W. Suttle,

Purcell, Indian Territory.

Dear Sir:

Enclosed herewith you will find a copy of the decision of the Commission to the Five Civilized Tribes, rendered October 15, 1904, granting your application for enrollment as a citizen by intermarriage of the Choctaw Nation.

The attorneys for the Choctaw and Chickasaw Nations have been furnished a copy of this decision and have been allowed fifteen days from the date of this notice within which to file protest against the action of the Commission in enrolling you as a citizen of the Choctaw Nation. If at the expiration of said time no protest has been filed, your name will be placed upon the fonal rolls of the citizens of the Choctaw Nation to be submitted to the Secretary of the Interior for his approval.

Respectfully,

Chairman.

Registered.

Encl. 7-115

Choctaw 118

Muskogee, Indian Territory, October 15, 1904.

George N. Miller,

Attorney at Law,

Purcell, Indian Territory.

Dear Sir:

You are hereby notified that on October 15, 1904, the Commission to the Five Civilized Tribes rendered a decision granting the application of Merriman W. Suttle for enrollment as a citizen by intermarriage of the Choctaw Nation.

The attorneys for the Choctaw and Chickasaw Nations have been furnished a copy of this decision and have been allowed fifteen days from the date of this notice within which to file protest against the action of the Commission in enrolling the said Merriman W. Suttle as a citizen of the Choctaw Nation. If at the expiration of said time no protest has been filed, the name of this applicant will be placed upon the final rolls of the citizens of the Choctaw Nation to be submitted to the Secretary of the Interior for his approval.

Respectfully,

Tams

Registered. Chairman.

Choctaw 115

Muskogee, Indian Territory, October 15, 1904.

Mansfield, McMurray & Cornish,

Attorneys for the Choctaw and Chickasaw Nations,

South McAlester, Indian Territory.

Gentlemen:

Enclosed herewith you will find a copy of the decision of this Commission, rendered October 15, 1904, granting the application of Merriman W. Suttle for enrollment as a citizen by intermarriage of the Choctaw Nation.

You are hereby notified that you will be allowed fifteen days from the date of this notice within which to file protest against the action of the Commission in enrolling the said Merriman W. Suttle as a citizen of the Choctaw Nation. If at the expiration of said time no protest has been filed, his name will be placed upon the final rolls of the citizens of the Choctaw Nation to be submitted to the Secretary of the Interior for his approval.

Respectfully,

Tams Bixby,

Chairman.

Registered

Encl. 7-115

For registry receipt in this case see Choctaw 57

DEPARTMENT OF THE INTERIOR,

Commission to the Five Civilized Tribes.

Abernathy & Cheorphous

W. W. Battle Purcell I.T.

VS. NO. 1070

CHOCTAW

Nation.

FT. [illegible] RD

VINITA, IND. TER., 1896.

SIR:

In compliance with the provisions of Act of Congress, Approved June 10, 1896, the Commission to the Five Civilized Tribes has considered this application, with proof, and the same has been GRANTED [redacted] by the Commission.

Respectfully,

H. M. JACOWAY, JR.,

Secretary.

116 Charley S. Vincent et al.

DEPARTMENT OF THE INTERIOR,
COMMISSION TO THE FIVE CIVILIZED TRIBES.

Record in the matter of the application for the enrollment as a citizen by intermarriage of the Choctaw Nation of -

Charley S. Vincent.

7-116.

Department of the Interior
Commission to the Five Civilized Tribes
Paul's Valley, I.T. October 23, 1902.

Choctaw 1.

In the matter of the application for enrollment as a citizen by intermarriage of the Choctaw Nation of Charley S. Vincent.

Charley S. Vincent being first duly sworn testified as follows:

Examination by the Commission

Q What is your name? A Charley S. Vincent.
Q How old are you? A Thirty-one.
Q What is your post office address? A Womack.
Q How long have you lived in the Chickasaw Nation? A I have lived here for about seven years---eight years.
Q Have you lived here continuously for the past eight years? A Yes, sir.
Q You are a white man? A Yes, sir.
Q And an applicant for enrollment as a citizen by intermarriage of the Choctaw Nation? A Yes, sir.
Q What is the name of your Choctaw wife through whom you claim your right to enrollment? A Lena Riddle.
Q She is a citizen by blood of the Choctaw Nation? A Yes, sir.
Q When did you marry her? A '93.
Q Where? A Choctaw Nation.
Q Where did she live when you married her? A In Jackson County Choctaw Nation.
Q How long had she lived there? A All of her life.
Q How long had you lived in the Choctaw Nation when you married her? A About seven or eight years.
Q Continuously? A Yes, sir.
Q Did you marry her under Choctaw law? A Yes, sir.
Q How much did you pay for your Choctaw license? A One-hundred dollars.
Q Whom did you get it from? A Daniel Wade, Clerk of Jackson County, Choctaw Nation.
Q Had you ever been married before you married Lena? A No, sir.
Q Have you lived together as husband and wife continuously in the Choctaw-Chickasaw country since your marriage? A Yes, sir.
Q You are now living together as husband and wife and are bona-fide residents of this Nation? A Yes, sir.
Q Did you make application to the Commission to the Five Civilized Tribes in the year 1896 for citizenship in the Choctaw Nation as an intermarried citizen? A I sent a marriage license.
Q You did in fact make an application in 1896? A Yes, sir.
Q It was rejected by the Commission? A I don't know whether it was or not; I never heard from it. I was enrolled by the Commission when they was here.
Q In 1898? A Yes, sir.

G. Rosenwinkel being duly sworn on his oath states that as stenographer to the Commission to the Five Civilized Tribes he reported in full all the proceedings had in the above entitled cause on October 23, 1902, and that the above and foregoing is a full, true and correct transcript of his stenographic notes in said cause on said date.

G. Rosenwinkel

Subscribed and sworn to before me this 29 day of November 1902.

Notary Public.

DEPARTMENT OF THE INTERIOR,
COMMISSION TO THE FIVE CIVILIZED TRIBES.
FILED
MAR 29 1905
CHAIRMAN.

Chickasaw Nation,

Pontotoc County ,

Lena Vincent of lawful age being first duly sworn deposes and says ; I am a Choctaw Indian and reside with my husband Charles S.Vincent , In the Chickasaw Nation, Pontotoc County , and have resided in said Chickasaw Nation and Pontotoc County since 1893; That on the First day of June, 1893, In Jackson County In the Choctaw Nation I was married To Charles S. Vincent , Under and by virtue of the laws of the Choctaw Nation . That since said marriage I have lived and resided with my husband Charles S.Vincent ; Affiant futher states that she has never been married to any other person other than Charles S.Vincent as aforesaid . Futher affiant saieth not .

Lena Vincent

Subscribed and sworn to before me this 22 day of March, 1905.

Jack Eland J.
Notary Public.

My Time of Office Mar. 1st 1908.

7-116.

DEPARTMENT OF THE INTERIOR,
COMMISSION TO THE FIVE CIVILIZED TRIBES.

In the matter of the application for the enrollment of Charley S. Vincent as a citizen by intermarriage of the Choctaw Nation.

--: D E C I S I O N :--

It appears from the record herein that on June 1, 1893, the applicant, Charley S. Vincent, was married in accordance with the laws, customs and usages of the Choctaw Nation, to Lena Vincent (neeRiddle), a recognized and enrolled citizen by blood of the Choctaw Nation, whose name appears as No. 228 upon the lists prepared by this Commission under the Act of Congress approved July 1, 1902 (32 Stats., 641), of persons entitled to enrollment as citizens by blood of the Choctaw Nation, and approved by the Secretary of the Interior on December 1[illegible], 1902; that at the date of said marriage both persons above mentioned were residents in good faith of the Choctaw Nation and that they lived together continuously in the Choctaw-Chickasaw country as husband and wife from the date of said marriage up to and including September 25, 1902.

It appears from the records of the Commission that on September 8, 1896, in the case entitled "Chas. S. Vincent vs Choctaw Nation" (1896 Choctaw Citizenship Docket, case No. 251), original application was made to the Commission under the provisions of the Act of Congress approved June 10, 1896 (29 Stat.,321), for the admission of the applicant, Charley S. Vincent, as a citizen by intermarriage of the Choctaw Nation by virtue of his marriage with the said Lena Vincent; and on December 2, 1896, the said Charley S. Vincent was, by this Commission, denied admission to citizenship as a citizen by intermarriage of said Nation, from which decision of the Commission no appeal was taken.

It appears from the census card record in this case that on September 13, 1898, the said Charley S. Vincent made application to this Commission for enrollment as a citizen by intermarriage of the Choctaw Nation, claiming the right thereto by reason of his marriage to said Lena Vincent.

Further proceedings were had in the matter of said application at Pauls Valley, Indian Territory, October 23, 1902.

Upon an examination of the tribal rolls in the possession of the Commission, the applicant (as Chas. I. Vincent), is identified upon the 1896 Choctaw Census Roll, Chickasaw District, No. 15137, enrolled thereon as a citizen by intermarriage of said Nation.

It is therefore the opinion of this Commission that,

following the ruling of the Department in the case of Angeline White (I.T.D.1130-1905), Charley S. Vincent should be enrolled as a citizen by intermarriage of the Choctaw Nation, in accordance with the provisions of the Acts of Congress approved June 28, 1898 (30 Stats., 495), and July 1, 1902 (32 Stats., 641), and it is so ordered.

COMMISSION TO THE FIVE CIVILIZED TRIBES.

Chairman.

Commissioner.

Commissioner.

Muskogee, Indian Territory,
MAY 16 1905

7-116

Muskogee, Indian Territory, May 16, 1905.

COPY.

Charley C. Vincent,

Womack, Indian Territory,

Dear Sir:

Inclosed herewith you will find a copy of the decision of the Commission to the Five Civilized Tribes, rendered May 16, 1905, granting the application for your enrollment as a citizen by intermarriage of the Choctaw Nation.

The attorneys for the Choctaw and Chickasaw Nations have been furnisheda copy of said decision and have been allowed fifteen days from the date of this notice within whichto file protest against the action of the Commission in enrolling you as a citizen of the Choctaw Nation. If at the expiration of that time no protest has been filed, your name will be placed upon the final rolls of the citizens of the Choctaw Nation to be submitted to the Secretary of the Interior for his approval.

Respectfully,

SIGNED Tams Bixby

Chairman.

Registered.

Inel. 7-116.

7-116

Muskogee, Indian Territory, May 16, 1905.

COPY

Mansfield, McMurray & Cornish,

Attorneys for Choctaw and Chickasaw Nations,

South McAlester, Indian Territory,

Gentlemen:

Inclosed herewith you will find a copy of the decision of this Commission, rendered May 1[illegible], 1905, granting the application for the enrollment of Charley [illegible]. Vincent, as a citizen by intermarriage of the Choctaw Nation.

You are hereby notified that you will be allowed fifteen days from the date of this notice within which to file protest against the action of the Commission in enrolling said applicant as a citizen of the Choctaw Nation. If at the expiration of said time no protest has been filed, his name will be placed upon the final rolls of the citizens of the Choctaw Nation to be submitted to the Secretary of the Interior for his approval.

Respectfully,

SIGNED Tams Bixby

Chairman.

Registered.
Inel. 7-116.

See 7-3633 for registry receipt for this letter.

MARRIAGE LICENSE.

To all whom these presents shall come, greeting know ye that I, in pursuance of an application of C. A. Vincent *a citizen of the United States for a license to marry* Miss Lena Riddle *a citizen of the Choctaw Nation the same being in due form and satisfying the requirements of the laws of said Nation in reference to inter-marriage with non-citizens; and by virtue of the authority vested in me: do hereby issue this license for the above named parties to be joined together in matrimony.*

Witness my hand and official seal this ~~first~~ *day of* June *A D. 1893*

D. F. Wade clerk

CERTIFICATE OF SOLEMNIZATION.

This is to certify that, I, in accordance with the above authority, have united, Mr. C. A. Vincent *and* Miss Lena Riddle *the parties mentioned in the above license on this the* ~~first~~ *day of* June *1893* G. N. Belven County Judge

Recorded Book 551 *pp*

this 10th *day of* June. *1893*

D. F. Wade clerk

J. C. C. N.

INDEXED

IN RE

Application for Enrollment of

INFANT CHILD

Monnie Vincent

as a citizen of

Choctaw Nation.

Approved FEB 21 1902 190

Commissioner.

DEPARTMENT OF THE INTERIOR,
COMMISSION TO THE FIVE CIVILIZED TRIBES.
FILED
FEB 21 1902

ACTING CHAIRMAN.

CHOCTAW.

116

BIRTH AFFIDAVIT. 20

DEPARTMENT OF THE INTERIOR,

COMMISSION TO THE FIVE CIVILIZED TRIBES.

IN RE Application for Enrollment, as a citizen of the Choctow Nation, of Monnie Vincent (Here insert name of child), born on the 22nd day of August, 1901

Name of Father: Charles Vincent, a citizen of the Choctow Nation.

Name of Mother: Lena Vincent, a citizen of the Choctow Nation.

Post-office, Womack I.T.

AFFIDAVIT OF MOTHER.

UNITED STATES OF AMERICA, INDIAN TERRITORY, Southern District.

I, Lena Vincent, on oath state that I am 26 years of age and a citizen, by blood, of the Choctow Nation; that I am the lawful wife of Charles Vincent, who is a citizen, by intermarriage of the Choctow Nation, that a female (male or female) child was born to me on the 22nd day of August 1901 that said child has been named Monnie Vincent, and is now living.

Lena Her mark Vincent

WITNESSES TO MARK (Must be Two Witnesses) Preslie E. Cole, W H Cushman

Subscribed and sworn to before me this 20 *day of* February 1902

Preslie E. Cole NOTARY PUBLIC.

AFFIDAVIT OF ATTENDING PHYSICIAN, OR MIDWIFE.

UNITED STATES OF AMERICA, Territory of Oklahoma) County of Cleveland)ss.

I, C.S. Bobo, a Medical Doctor, a , on oath state that I attended on Mrs. Lena Vincent, wife of Charles Vincent, on the 22nd. day of August, 1901, , 1 ; that there was born to her on said date a female (male or female.) child; that said child is now living and is said to have been named Monnie Vincent.

C S Bobo MD

WITNESSES TO MARK: (Must be Two Witnesses) C W White, Henry Dean

Subscribed and sworn to before me this 22nd *day of* August, 1901. ~~190~~

My Commission expires Jan 4th, 1903.

C W White NOTARY PUBLIC.

CHOCTAW. INDEXED

20

IN RE

Application for Enrollment of

INFANT CHILD

Mahantii Vincent

as a citizen of

Choctaw Nation.

Approved FEB 24 1902 190...

...Commissioner.

DEPARTMENT OF THE INTERIOR,
COMMISSION TO THE FIVE CIVILIZED TRIBES.
FILED
FEB 24 1902

ACTING CHAIRMAN.

CHOCTAW.
116

DEPARTMENT OF THE INTERIOR,

COMMISSION TO THE FIVE CIVILIZED TRIBES.

IN RE Application for Enrollment, as a citizen of the Choctaw Nation, of Mahantie Vincent (Here insert name of child.), born on the 10th day of April, 1897

Name of Father: Charles S. Vincent a citizen of the Choctaw Nation.

Name of Mother: Lena Vincent a citizen of the Choctaw Nation.

Post-office Womack I. T.

AFFIDAVIT OF MOTHER.

UNITED STATES OF AMERICA, INDIAN TERRITORY
Southern District.

I, Lena Vincent, on oath state that I am 21 years of age and a citizen, by blood, of the Choctaw Nation; that I am the lawful wife of Charles Vincent, who is a citizen, by Inter-marriage of the Choctaw Nation; that a female (male or female.) child was born to me on 10th day of April 1897; that said child has been named Mahantie Vincent, and is now living.

Lena Her mark Vincent

WITNESSES TO MARK:

(Must be Two Witnesses) Preslie B. Cole
W. H. Cushman

Subscribed and sworn to before me this 21st *day of* February 1902.

Preslie B. Cole
NOTARY PUBLIC

AFFIDAVIT OF ATTENDING PHYSICIAN, OR MIDWIFE.

UNITED STATES OF AMERICA, ~~INDIAN TERRITORY,~~
Southern District,

I, W. J. Manns, a Physician, on oath state that I attended on Mrs. Lena Vincent, wife of Charles S. Vincent on the 10 day of April, 1897; that there was born to her on said date a Female (male or female.) child; that said child is now living and is said to have been named Mahantie

W. J. Manns H. D.

WITNESSES TO MARK:

(Must be Two Witnesses)

Subscribed and sworn to before me this 10th *day of* February 1902.

Preslie B. Cole
NOTARY PUBLIC

Choctaw 116

Muskogee, Indian Territory, September 5, 1903.

C. S. Vincent,

Womack, Indian Territory,

Dear Sir:

Receipt is hereby acknowledged of your letter of August 31, asking if the enrollment of Charles S. Vincent, (intermarried), Lena Vincent, Mona, Mahuatie and Monnie Vincent, has been approved by the Secretary of the Interior.

In reply to your letter you are informed that it appears from our records that Lena Vincent, Nona Vincent, Mahautie Vincent and Monnie Vincent, have been enrolled by this Commission as citizens by blood of the Choctaw Nation, and on December 12, 1902, their enrollment was approved by the Secretary of the Interior.

It further appears from our records that Charley S. Vincent husband of Lena Vincent, has been listed for enrollment as an intermarried citizen of the Choctaw Nation, but his final right to such enrollment has not yet been determined. As soon as a decision is reached in this case you will be notified of the action of the Commission.

Respectfully,

Chairman.

Choctaw-116

Muskogee, Indian Territory, January 9, 1904.

Charles S. Vincent,

Womack, Indian Territory.

Dear Sir:

Receipt is hereby acknowledged of your letter of December 5, 1904, asking if your enrollment as an intermarried citizen of the Choctaw Nation has been approved by the Secretary of the Interior.

In reply to your letter you are informed that the Commission has not yet passed upon your application for enrollment as an intermarried citizen of the Choctaw Nation.

It appears from our records that you were an applicant to this Commission in 1896 for admission as an intermarried citizen of the Choctaw Nation, and under the provisions of the act of Congress of June 10, 1896, such application was rejected by the Commission, from which decision no appeal was taken to the United States Court in Indian Territory, within the time prescribed by law.

It also appears that you have been recognized by the Choctaw tribal authorities as an intermarried citizen of the Choctaw Nation and that your name appears as such intermarried citizen on the 1896 census roll of the citizens of the Choctaw Nation.

As soon as a decision is reached in this case, you will be notified of the action taken therein.

Respectfully,

Commissioner in Charge.

7-116

Muskogee, Indian Territory, November 21, 1904.

Charles S. Vincent,

Womack, Indian Territory.

Dear Sir:-

Receipt is hereby acknowledged of your letter of November 17, 1904, asking what disposition has been made of your application for enrollment as an intermarried citizen of the Choctaw Nation.

In reply to your letter you are informed that the Commission has not yet passed upon your application for enrollment as an intermarried citizen of the Choctaw Nation, but is now taking up for consideration and determination all applications for enrollment in the Choctaw and Chickasaw Nations as rapidly as practicable, and as soon as a decision is reached in this case you will be notified of the action taken.

Respectfully,

Chairman.

V-110
7-D-67

Muskogee, Indian Territory September 1, 1904.

J. [illegible] Hewlett,

[illegible], Indian Territory.

Dear Sir:-

Receipt is hereby acknowledged of your letter [illegible] and [illegible], requesting to be advised relative to the enrollment of Charles Vincent and [illegible] Hindsey as intermarried citizens of the Choctaw Nation.

You are advised that no decision relative to the enrollment of Charles S. Vincent of Lamb Valley, Indian Territory has yet been rendered.

You are further advised that the application for enrollment as an intermarried citizen of the Choctaw Nation as Selden T. Hindsey is now under consideration and it is probable that a decision will be reached within a short time and due notice of the action taken therein will be forwarded to him at his present post-office address.

Respectfully,

Chairman.

7-116

Muskogee, Indian Territory, January 23, 1905.

Charles S. Vincent,

Womack, Indian Territory.

Dear Sir:

Receipt is hereby acknowledged of your letter of January 19, 1905, asking the status of your application for enrollment as an intermarried citizen of the Choctaw Nation.

In reply to your letter you are advised that the Commission is now considering your application for enrollment as an intermarried citizen of the Choctaw Nation and when a decision is reached in this case you will be notified of the action taken therein.

Respectfully,

Chairman.

7-116.

Muskogee, Indian Territory, February 23, 1905.

Charles S. Vincent,

Womack, Indian Territory.

Dear Sir:

In the matter of your application for enrollment as a citizen by intermarriage of the Choctaw Nation, you are requested to prepare and forward the affidavit of your wife stating whether or not she was ever married prior to her marriage to you, and if she was, whether her former husband was dead or had been divorced at that time. If she had been married and divorced, you must furnish the original or certified copies of the decree or decrees of divorce.

Please attend to this matter promptly, as, until the desired evidence is received no decision can be rendered in the matter of your application for enrollment.

Respectfully

Chairman.

7-116

Muskogee, Indian Territory, March 30, 1905.

Charles S. Vincent,

Womack, Indian Territory.

Dear Sir:

Receipt is hereby acknowledged of your letter of March 28, 1905, enclosing affidavit of your wife Lena Vincent which you offer in support of your application for enrollment as an intermarried citizen of the Choctaw Nation and the same has been filed with the record in your case.

In compliance with your request there is inclosed herewith blank form for the enrollment of an infant child which you should have executed and returned to this office within sixty days from March 3, 1905.

Respectfully,

B.C.

Chairman.

7--116.

Muskogee, Indian Territory, May 10, 1905.

Charles S. Vincent,

Womack, Indian Territory.

Dear Sir:

Receipt is hereby acknowledged of your letter of May 1, stating that you are an applicant for enrollment as a Choctaw freedman and giving the names of your wife and children. Referring to our letter of April 27, you state that you believe there must be some other Charley Vincent with whom you havebeen confused.

In reply to your letter you are advised that the information contained therein has enabled us to identify you upon our records as an applicant for enrollment as an intermarried citizen of the Choctaw Nation and the Commission is now considering such application and when a decision is reached in this case you will be notified of the action taken therein.

You are informed that there is a person named Charley Vinson who is an applicant for enrollment as a Choctaw freedman and from your previous letter it was impracticable to ascertain the exact nature of your claim.

Respectfully,

Chairman.

7-116
7 NB 785

Muskogee, Indian Territory, July 1, 1905.

Charles S. Vincent,

Womack, Indian Territory.

Dear Sir:

Receipt is hereby acknowledged of your letter of June 27, 1905, asking if the enrollment of yourself and your child Garlie Vincent has been approved.

In reply to your letter you are advised that the application for the enrollment of yourself as an intermarried citizen of the Choctaw Nation is now receiving consideration and as soon as a decision is reached in this case you will be notified of the action taken therein.

You are further advised that the name of your child Garlie Vincent has been placed upon a schedule of citizens by blood of the Choctaw Nation prepared for forwarding to the Secretary of the Interior. You will be notified when her enrollment is approved.

Respectfully,

Commissioner.

7-116

Muskogee, Indian Territory, July 21, 1905.

Charles Vincent,

Womack, Indian Territory,

Dear Sir:

Receipt is hereby acknowledged of your letter of July 13, 1905, asking if protest was filed against you by the attorneys for the Choctaw and Chickasaw Nations, and when you will be approved by the Department.

In reply to your letter you are advised that your name has been placed upon a schedule of citizens by intermarriage of the Choctaw Nation, prepared for forwarding to the Secretary of the Interior and you will be notified when your enrollment is approved by him.

Respectfully,

Commissioner.

7-116

Muskogee, Indian Territory, September 21, 1905.

Charles S. Vincent,

Womack, Indian Territory.

Dear Sir:

Replying to your letter of August 31st, which was on September 14, 1905, referred to this office for consideration and appropriate action by the Secretary of the Interior, you are advised that on August 22, 1905, the enrollment of Charlie S. Vincent as an intermarried citizen of the Choctaw Nation was approved by the Secretary of the Interior and the name of the said Charlie S. Vincent appears upon the final roll of such citizens opposite number 1468.

Respectfully,

Acting Commissioner

D.C. 17932-1907.

J.P.

DEPARTMENT OF THE INTERIOR, LLB

WASHINGTON.

I.T.D. 7794-1907. March 4, 1907.

LRS

FLC

Commissioner to the Five Civilized Tribes,

Muskogee, Indian Territory.

Sir:

In answer to Departmental telegram of February 23, 1907, and letter of the same date, you reported in letter of February 27, 1907, after inspection of the partial rolls of the Choctaw and Chickasaw nations, prepared under the act of June 28, 1898, (30 Stat., 495), and subsequent legislation, the persons whose names have been placed on such partial rolls, in your opinion, contrary to the views expressed in the Attorney-General's opinion of February 19, 1907, in the case of Myrtle Randolph and others, copy of which was transmitted to you with letter of February 23, 1907, and which names you recommend be stricken from the partial rolls, opposite the numbers mentioned by you.

Your list is as follows:

CHOCTAWS BY BLOOD AND INTERMARRIAGE.

Charley S. Vincent, opposite No.1468, upon the final roll of citizens by intermarriage of the Choctaw Nation. Denied by Commission in 1896 in case No.251; no appeal. Patents recorded.

John Calvin Gray, opposite No.1518, upon the final roll of citizens by intermarriage of the Choctaw Nation. Admitted by Commission in 1896 in case No.80, and denied by the United States court for the central district of Indian Territory on appeal; no appeal to the Choctaw and Chickasaw Citizenship Court.

Daisy Shelton, Frank Shelton, Emma Shelton, opposite Nos. 15951, 15952, 15953, respectively, upon the final roll of citizens by blood of the Choctaw Nation. All denied by Commission in 1896 in case No.1407; admitted by United States court for southern district of Indian Territory; no appeal to Choctaw and Chickasaw Citizenship Court. Patents for No.15951 recorded.

John Shelton, opposite No.1695, upon the final roll of citizens by intermarriage of the Choctaw Nation. Denied by Commission in 1896 in case No.1407; admitted by United States court for southern district of Indian Territory; no appeal to Choctaw and Chickasaw Citizenship Court.

Jacob D. Sumpter, opposite No.1469, upon the final roll of citizens by intermarriage of the Choctaw Nation. Denied by Commission in 1896 in case No.1073; no appeal. Patents recorded.

John Sumpter, Amanda Isabella Sumpter, Jim Andy Sumpter, and Scott Taylor Sumpter, opposite Nos. 15645, 15646, 15647, and 15648, respectively, upon the final roll of citizens by blood of

the Choctaw Nation. Denied by Commission in 1896 in case No.1073; no appeal. Patents for No.15648 recorded; homestead patent for No.15647 recorded.

Dixon D. Sumpter, opposite No.15649, upon the final roll of citizens by blood of the Choctaw Nation. Son of Nancy Sumpter, deceased, who was denied by Commission in 1896 in case No.1073, and no appeal. Born in 1897.

Mattie E. Mitchell, opposite No.1519, upon the final roll of citizens by intermarriage of the Choctaw Nation. Denied by Commission in 1896 in case No.1299; no appeal.

Georgia Hyden, opposite No.1601, upon the final roll of citizens by intermarriage of the Choctaw Nation. Denied by Commission in 1896 in case No.1344; admitted by United States court for the central district of Indian Territory; denied by the Choctaw and Chickasaw Citizenship Court. Decision of Commissioner of October 1, 1906, granting enrollment affirmed by Department November 17, 1906, (I.T.D. 22824-1906).

Eva MargueriteHyden, opposite No.16102, upon the final roll of citizens by blood of the Choctaw Nation. Denied by Commission in 1896 in case No.1344; admitted by United States court for central district of Indian Territory; denied by Choctaw and Chickasaw Citizenship Court. Application for enrollment granted by

Commissioner October 1, 1906; affirmed by Department November 17, 1906, (I.T.D. 22524-1906).

J. W. Kirk, opposite No.1399, upon the final roll of citizens by intermarriage of the Choctaw Nation. Denied by Commission in 1896 in case No.948; appeal to United States district court dismissed.

Sarah Kirk and Gabriella Kirk, opposite Nos.15393 and 15394, respectively, upon the final roll of citizens by blood of the Choctaw Nation. Denied by Commission in 1896 in case No.948; appeal to United States district court dismissed. Patents recorded.

William J. Crowder, Abigail Crowder, Maggie Crowder, Rosa Crowder, William H. Crowder and John F. Crowder, opposite Nos. 15899, 15900, 15901, 15902, 15903 and 15904, respectively, upon the final roll of citizens by blood of the Choctaw Nation. Denied by the Commission in 1896 in case No. 760; no appeal. Patents for No.15899 recorded.

Winnie Gertrude Crowder, born June 6, 1901, opposite No. 15905 upon the final roll of citizens by blood of the Choctaw Nation. Daughter of William J. Crowder, who was denied by Commission in 1896 in case No.760; no appeal.

Josephine Crowder, opposite No.1525, upon the final roll of citizens by intermarriage of the Choctaw Nation. Denied

by Commission in 1896 in case No.763; no appeal. Wife of William J. Crowder, opposite No.15899.

George W. Crowder, Louisa Crowder, Joe Crowder and Delmeri Crowder, opposite Nos. 15906, 15907, 15908 and 15909, respectively, upon the final roll of citizens by blood of the Choctaw Nation. Denied by Commission in 1896 in case No.712; no appeal. Patents for Nos. 15906, 15907 and 15908 recorded.

Willie Crowder, born October 16, 1898, opposite No. 15910, upon the final roll of citizens by blood of the Choctaw Nation. Son of George W. Crowder, who was denied by Commission in 1896 in case No.712; no appeal. Patents recorded.

Parlee C. Crowder, opposite No.1524, upon the final roll of citizens by intermarriage of the Choctaw Nation. Denied by Commission in 1896 in case No.699; no appeal.

Van Crowder, opposite No.15911, upon the final roll of citizens by blood of the Choctaw Nation. Denied by Commission in 1896 in case No.749; no appeal. Patents recorded.

Ambrose L. Rice, opposite No.1400, upon the final roll of citizens by intermarriage of the Choctaw Nation. Denied by Commission in 1896 in case No.642; no appeal. Patents recorded.

Betsy Wright, Thomas E. Wright, opposite Nos.15912 and 15913, respectively, upon the final roll of citizens by blood of the Choctaw Nation. Denied by Commission in 1896 in case No.507; no appeal. Patents recorded.

Mary M. Wright and Lenard Dalco Wright (both born since 1896), opposite Nos.15914 and 15915, respectively, upon the final roll of citizens by blood of the Choctaw Nation. Children of Betsy Wright, who was denied by Commission in 1896 in case No.507; no appeal. Patents recorded.

Andrew J. Allen, opposite No.1628, upon the final roll of citizens by intermarriage of the Choctaw Nation. Admitted by Commission in 1896 in case No.488; admitted by United States court for central district of Indian Territory; no appeal to the Choctaw and Chickasaw Citizenship Court.

Elizabeth Allen, opposite No.16103, upon the final roll of citizens by blood of the Choctaw Nation. Admitted by Commission in 1896 in case No.488; admitted by United States court for central district of Indian Territory; no appeal to the Choctaw and Chickasaw Citizenship Court.

William M. Tucker, opposite No.1470, upon the final roll of citizens by intermarriage of the Choctaw Nation. Admitted by Commission in 1896 in case No.288; admitted by United States

court for central district of Indian Territory; no appeal to the Choctaw and Chickasaw Citizenship Court. Patents recorded.

Arthur Jennings and Clyde Jennings, opposite Nos. 15972 and 15973, respectively, upon the final roll of citizens by blood of the Choctaw Nation. Denied by Commission in 1896 in case No. 1048; admitted by United States court for Southern district of Indian Territory; no appeal to Choctaw and Chickasaw Citizenship Court.

William Reichert, opposite No.1491, upon the final roll of citizens by intermarriage of the Choctaw Nation. Denied by Commission in 1896 in case No.1117; no appeal. Patents recorded.

Ella Reding, opposite No.1490, upon the final roll of citizens by intermarriage of the Choctaw Nation. Admitted by Commission in 1896 in case No.1243; admitted by United States court for central district of Indian Territory; no appeal to Choctaw and Chickasaw Citizenship Court.

Ardella Riefer, opposite No.15916, upon the final roll of citizens by blood of the Choctaw Nation. Admitted by Commission in 1896 in case No.1243; admitted by United States court for central district of Indian Territory; no appeal to Choctaw and Chickasaw Citizenship Court.

Angeline White, opposite No.1403, upon the final roll of citizens by intermarriage of the Choctaw Nation. Denied by Commission in 1896 in case No.950; no appeal. Enrollment ordered by Department February 3, 1905 (I.T.D. 1130-1905).

David Ritter, opposite No.16104, upon the final roll of citizens by blood of the Choctaw Nation. Admitted by Commission in 1896 in case No.438; denied by Commission in 1896 in case No. 1107; admitted by United States Court for central district of Indian Territory; no appeal to Choctaw and Chickasaw Citizenship Court.

Ida Crutchfield, Ima Crutchfield, Louvinia Crutchfield, William Crutchfield and Leutitia Crutchfield, opposite Nos.16105, 16107, 16108, 16109 and 16110, respectively, upon the final roll of citizens by blood of the Choctaw Nation. Admitted by Commission in 1896 in case No.438; admitted by United States court for central district of Indian Territory; no appeal to Choctaw and Chickasaw Citizenship Court.

Everet Crutchfield, opposite No.16106, upon the final roll of citizens by blood of the Choctaw Nation. Born in 1897, and son of Ida Crutchfield, above mentioned. Was not before the Commission in 1896, and possesses no tribal status.

George W. Crutchfield, opposite No.16111, upon the final roll of citizens by blood of the Choctaw Nation. Born since 1896, and child of Ida Crutchfield, opposite No.16105.

James T. Leard, opposite No.1626, upon the final roll of citizens by intermarriage of the Choctaw Nation. Denied by Commission in 1896 in case No.1223; admitted by United States court for the central district of Indian Territory; denied by the Choctaw and Chickasaw Citizenship Court.

Robert L. Raben, opposite No.1406, upon the final roll of citizens by intermarriage of the Choctaw Nation. Denied by Commission in 1896 in case No.1017; no appeal. Patents recorded.

Sarah Merryman, opposite No.1405, upon the final roll of citizens by intermarriage of the Choctaw Nation. Denied by Commission in 1896 in case No.345; no appeal.

Nellie F. Beagles, opposite No.15917, upon the final roll of citizens by blood of the Choctaw Nation. Denied by Commission in 1896 in case No.11; no appeal. Patents recorded.

August Klugh, opposite No.290, upon the final roll of citizens by intermarriage of the Choctaw Nation. Denied by commission in 1896 in case No.223; no appeal. Patents recorded.

Henry Petworth, opposite No.9258, upon the final roll

of citizens by blood of the Choctaw Nation. Denied by Commission in 1896 in case No.1376; no appeal. Patents recorded.

Mary M. Bowling, opposite No.1408, upon the final roll of citizens by intermarriage of the Choctaw Nation. Denied by Commission in 1896 in case No.1031; no appeal. Patents recorded.

Alice E. James, Maggie M. James, Ellis E. James, Annlaurie James and Evalena James, opposite Nos. 15450, 15451, 15452, 15453 and 15454, respectively, upon the final roll of citizens by blood of the Choctaw Nation. Denied by Commission in 1896 in case No.1031; no appeal. Patents for Nos. 15450, 15451, 15453 and 15454 recorded.

Chester C. Atwood, opposite No.1409, upon the final roll of citizens by intermarriage of the Choctaw Nation. Denied by Commission in 1896 in case No.1127; no appeal. Patents recorded.

William D. Paxton, opposite No.1410, upon the final roll of citizens by intermarriage of the Choctaw Nation. Denied by Commission in 1896 in case No.582; no appeal. Patents recorded.

Charles A. Woodward, opposite No.662, upon the final roll of citizens by intermarriageof the Choctaw Nation. Admitted by Commission in 1896 in case No.522; denied by United States court for central district of Indian Territory; no appeal to the Choctaw and Chickasaw Citizenship Court. Homestead patent recorded.

Frederick M. Robinson, opposite No.1531, upon the final roll of citizens by intermarriage of the Choctaw Nation. Admitted by Commission in 1896 in case No.675; admitted by United States court for central district of Indian Territory; no appeal to Choctaw and Chickasaw Citizenship Court.

Virginia P. Mitchell, opposite No.1215, upon the final roll of citizens by intermarriage of the Choctaw Nation. Denied by Commission in 1896 in case No.389; no appeal. Patents recorded.

Andrew Beal, opposite No.1473, upon the final roll of citizens by intermarriage of the Choctaw Nation. Denied by Commission in 1896 in case No.77; no appeal.

Benjamin M. Gunter, opposite No.1216, upon the final roll of citizens by intermarriage of the Choctaw Nation. Admitted by Commission in 1896 in case No.267; denied by United States court for central district of Indian Territory; no appeal to Choctaw and Chickasaw Citizenship Court. Patents recorded.

Calvin Q. Harris, opposite No.1329, upon the final roll of citizens by intermarriage of the Choctaw Nation. Admitted by Commission in 1896 in case No.423; denied by United States court for central district of Indian Territory; no appeal to Choctaw and Chickasaw Citizenship Court. Homestead patent recorded.

Lydia Ann Crowder, opposite No.1418, upon the final

roll of citizens by intermarriage of the Choctaw Nation. Denied by Commission in 1896 in case No. 762; no appeal.

Madell McClure, opposite No.1414, upon the final roll of citizens by intermarriage of the Choctaw Nation. Denied by Commission in 1896 in case No.1326; no appeal.

Mary E. Robinson and Mary A. Trice, opposite Nos.15856 and 15857, respectively, upon the final roll of citizens by blood of the Choctaw Nation. Denied by Commission in 1896 in case No. 661; no appeal. Patents for No.15856 recorded.

Lucy McMurtry, opposite No.1407, upon the final roll of citizens by intermarriage of the Choctaw Nation. Denied by Commission in 1896 in case No.1324; no appeal.

Eli W. Crowder, James Crowder, Katie B. Crowder and Pinkie B. Crowder, opposite Nos. 15921, 15922, 15923 and 15924, respectively, upon the final roll of citizens by blood of the Choctaw Nation. Denied by Commission in 1896 in case No.762; no appeal.

John A. Crowder, opposite No.15925, upon the final roll of citizens by blood of the Choctaw Nation. Born in 1897, and son of Eli W. Crowder, opposite No.15921. Patents recorded.

Henry Sutherland, opposite No.668, upon the final roll of citizens by intermarriage of the Choctaw Nation. Denied by

Commission in 1896 in case No.1381; no appeal. Patents recorded.

Robert A. Travis, opposite No.340, upon the final roll of citizens by intermarriage of the Choctaw Nation. Denied by Commission in 1896 in case No.438; no appeal.

Mary Moran, opposite No.1416, upon the final roll of citizens by intermarriage of the Choctaw Nation. Denied by Commission in 1896 in case No.350; no appeal. Patents recorded.

George W. Roberts, opposite No.1219, upon the final roll of citizens by intermarriage of the Choctaw Nation. Admitted by Commission in 1896 in case No.659; denied by United States court for central district of Indian Territory; no appeal to the Choctaw and Chickasaw Citizenship Court. Patents recorded.

Vicey Lewis, opposite No.1476, upon the final roll of citizens by intermarriage of the Choctaw Nation. Admitted by Commission in 1896 in case No.1239; admitted by United States court for central district of Indian Territory; no appeal to Choctaw and Chickasaw Citizenship Court. Patents recorded.

Ira L. Smith, opposite No.1127, upon the final roll of citizens by intermarriage of the Choctaw Nation. Denied by Commission in 1896 in case No.790; denied by United States Court for central district of Indian Territory; no appeal to Choctaw and Chickasaw Citizenship Court. Patents recorded.

Mattie Freeny, opposite No.1421, upon the final roll of citizens by intermarriage of the Choctaw Nation. Denied by Commission in 1896 in case No.468; no appeal. Patents recorded.

Rosa E. Rigney, opposite No.1478, upon the final roll of citizens by intermarriage of the Choctaw Nation. Admitted by Commission in 1896 in case No.708; admitted by United States court for central district of Indian Territory; no appeal to Choctaw and Chickasaw Citizenship court. Patents recorded.

Josiah T. Marshal, opposite No.1341, upon the final roll of citizens by intermarriage of the Choctaw Nation. Admitted by Commission in 1896 in case No.372; denied by United States court for the central district of Indian Territory; appeal to Choctaw and Chickasaw Citizenship Court dismissed on May 4, 1903, on general demurrer, in case No.3 upon the McAlester docket.

Fannie Shults, opposite No.1423, upon the final roll of citizens by intermarriage of the Choctaw Nation. Denied by Commission in 1896 in case No.1067; no appeal. Patents recorded.

Mattie A. Perkins, opposite No.1087, upon the final roll of citizens by intermarriage of the Choctaw Nation. Denied by Commission in 1896 in case No.554; no appeal. Patents recorded.

John T. Staten, opposite No.1428, upon the final roll of citizens by intermarriage of the Choctaw Nation. Denied by Commission in 1896 in case No.1072; no appeal. Patents recorded.

Amanda Choate, opposite No.1559, upon the final roll of citizens by intermarriage of the Choctaw Nation. Denied by Commission in 1896 in case No.757; no appeal.

Eva Coleman, opposite No.1586, upon the final roll of citizens by intermarriage of the Choctaw Nation. Denied by Commission in 1896 in case No.971; no appeal.

William P. Kelly, opposite No.1480, upon the final roll of citizens by intermarriage of the Choctaw Nation. Admitted by Commission in 1896 in case No.1198; admitted by United States court for central district of Indian Territory; no appeal to the Choctaw and Chickasaw Citizenship Court.

Mattie M. Russell, opposite No.1353, upon the final roll of citizens by intermarriage of the Choctaw Nation. Denied by Commission in 1896 in case No.1116; no appeal.

Grover Randall, opposite No.18928, upon the final roll of citizens by blood of the Choctaw Nation. Admitted by Commission in 1896 in case No.667; admitted by United States court for central district of Indian Territory; no appeal to Choctaw and Chickasaw Citizenship Court.

Agnes Jones, opposite No.18961, upon the final roll of citizens by blood of the Choctaw Nation. Denied by Commission in 1896 in case No.1019; no appeal.

Martha Hyden, opposite No.1609, upon the final roll of citizens by intermarriage of the Choctaw Nation. Denied by Commission in 1896 in case No.1344; admitted by United States court for Southern district of Indian Territory; denied by Choctaw and Chickasaw Citizenship Court.

Wiley Adams, opposite No.18027, upon the final roll of citizens by blood of the Choctaw Nation. Denied by Commission in 1896 in case No.1128; no appeal.

Mary A. Foster, opposite No.935, upon the final roll of citizens by intermarriage of the Choctaw Nation. Denied by Commission in 1896 in case No.437; no appeal.

Jeannette H. Buckholts, opposite No.1537, upon the final roll of citizens by intermarriage of the Choctaw Nation. Denied by Commission in 1896 in case No.943; no appeal.

Selden T. Lindsey, opposite No.1150, upon the final roll of citizens by intermarriage of the Choctaw Nation. Admitted by Commission in 1896 in case No.26; denied by United States court for central district of Indian Territory; no appeal to Choctaw and Chickasaw Citizenship Court. Patents recorded.

Henry A. Cummings, opposite No.1464, upon the final roll of citizens by intermarriage of the Choctaw Nation. Admitted by Commission in 1896 in case No.963; admitted by United States

court for central district of Indian Territory; no appeal to the Choctaw and Chickasaw Citizenship Court. Ordered enrolled by Department April 1, 1905 (I.T.D. 3131-1905). Patents recorded.

Allen Beagles, opposite No.1486, upon the final roll of citizens by intermarriage of the Choctaw Nation. Denied by Commission in 1896 in case No.11; no appeal. Patents recorded.

William Newton Gann, opposite No.1489, upon the final roll of citizens by intermarriage of the Choctaw Nation. Admitted by Commission in 1896 in case No.1010; admitted by United States court for central district of Indian Territory; no appeal to the Choctaw and Chickasaw Citizenship Court.

John W. Carter, opposite No.1543, upon the final roll of citizens by intermarriage of the Choctaw Nation. Denied by Commission in 1896 in case No.932; no appeal.

Julia Ono, opposite No.1550, upon the final roll of citizens by intermarriage of the Choctaw Nation. Denied by Commission in 1896 in case No.1407; admitted by United States court for southern district of Indian Territory; no appeal to Choctaw and Chickasaw Citizenship Court.

Robert E. London, opposite No.16032, upon the final roll of citizens by blood of the Choctaw Nation. Denied by Commission in 1896 in case No.1329; no appeal. Directed to be enrolled by Department April 5, 1904 (I.T.D. 8938-1904).

Martha J. McCahey, opposite No.1614, upon the final roll of citizens by intermarriage of the Choctaw Nation. Denied by Commission in 1896 in case No.1255; no appeal. Decision of Commissioner of June 5, 1906, granting application affirmed by Department October 30, 1906 (I.T.D. 21238-1906).

Mattie L. Armstrong, Layton B. Armstrong and Bonnie D. Armstrong, opposite Nos. 16054, 16055, and 16056, respectively, upon the final roll of citizens by blood of the Choctaw Nation. Denied by Commission in 1896 in cases No.477 and 478; admitted by United States Court for southern district of Indian Territory; denied by Choctaw and Chickasaw Citizenship Court. Decision of Commissioner of July 9, 1906, granting application affirmed by Department August 11, 1896 (I.T.D. 13700-1906).

Rebecca K. Armstrong, opposite No.16057, upon the final roll of citizens by blood of the Choctaw Nation. Born in 1898 and child of Mattie L. Armstrong, opposite No.16054.

Thomas J. Howard, Horace Howard, Lennie Howard, Emery Howard and Elmer Howard, opposite Nos. 16033, 16034, 16035, 16036 and 16037, respectively, upon the final roll of citizens by blood of the Choctaw Nation. Denied by Commission in 1896 in case No. 1284; no appeal. Directed to be enrolled by Department April 6, 1906 (I.T.D. 5364-1904).

Bettie Pearcy Howard and Dora Lee Howard, opposite Nos. 16038 and 16039, respectively, upon the final roll of citizens by blood of the Choctaw Nation. Born in 1897 and 1899, respectively, children of Thomas J. Howard, opposite No.16033.

Carrie Howard, opposite No.1378, upon the final roll of citizens by intermarriage of the Choctaw Nation. Denied by Commission in 1896 in case No.1354; no appeal. Wife of Thomas J. Howard, opposite No.16033.

Gertrude Beaver, Clarence Beaver, Nellie Beaver and Myrtle Beaver, opposite Nos. 16040, 16041, 16042 and 16043, respectively, upon the final roll of citizens by blood of the Choctaw Nation. Nos.16040 and 16041 denied by Commission in 1896 in case No.1354; no appeal. Nos.16042 and 16043 born in 1896 and 1900, respectively, and children of Gertrude Beaver, opposite No.16040. Ordered enrolled by Department April 6, 1906, (I.T.D. 5364-1904).

Burrell F. McLendon, John N. McLendon, Thomas McLendon, Ida M. McLendon, Ralph McLendon, Harry McLendon and Fannie McLendon, opposite Nos. 16025, 16026, 16027, 16028, 16029, 16030 and 16031, respectively, upon the final roll of citizens by blood of the Choctaw Nation. All but Nos.16030 and 16031 denied by Commission in 1896 in case No.1271; no appeal. Nos.16030 and 16031 born in 1898 and 1896, respectively, and children of No.16025. Directed to be enrolled by Department April 6, 1906 (I.T.D. 6372-1904).

Corneal McLendon, Opposite No.1577, upon the final roll of citizens by intermarriage of the Choctaw Nation. Denied by Commission in 1896 in case No.1271; no appeal. Wife of Burrell P. McLendon, opposite No.16025.

George A. Bumgarner, opposite No.16112, upon the final roll of citizens by blood of the Choctaw Nation. Denied by Commission in 1896 in case No.620; no appeal.

James S. Long, Joseph Long, Forbis Long, opposite Nos. 16003, 16004 and 16005, respectively, upon the final roll of citizens by blood of the Choctaw Nation. Placed on 1896 Choctaw Census Roll by Choctaw Revisory Board without authority of law, as in William C. Thompson case. Ordered enrolled by Department January 19, 1905 (I.T.D. 3192-1905).

Columbus N. Autry, Lenora Green and Teddy Green, opposite Nos. 16048, 16049 and 16050, respectively. Nos. 16048 and 16049 placed on 1896 Choctaw Census Roll by Choctaw Revisory Board without authority of law as in William C. Thompson case. No.16050 born February 14, 1901; son of 16049. Record transmitted to Department December 21, 1905, for consideration in case of Nemekiah Enoch Autry.

CHOCTAW MINORS, ACT OF CONGRESS APPROVED
APRIL 26, 1906 (34 Stats., 137).

Nettie Myrl Crowder, opposite No.674, child of George W. Crowder, opposite No.15906, upon the final roll of citizens by blood of the Choctaw Nation, and Parlee C. Crowder, opposite No. 1824, upon the final roll of citizens by intermarriage of the Choctaw Nation.

Rufus Clay Crowder, opposite No.4, child of William J. Crowder, opposite No.15899, upon the final roll of citizens by blood of the Choctaw Nation, and Josephine Crowder, opposite No.1823, upon the final roll of citizens by intermarriage of the Choctaw Nation.

Minnie Jane Wright, opposite No.253, Child of J. W. Wright, non-citizen, and Betsy Wright, opposite No.15912, upon the final roll of citizens by blood of the Choctaw Nation.

Lee Green, opposite No.625, child of W. F. Green, non-citizen, and Lenora Green, opposite No.16049, upon the final roll of citizens by blood of the Choctaw Nation.

Ruth McLendon, opposite No.706, child of Robert C. [illegible], opposite No.16038, upon the final roll of citizens by blood of the Choctaw Nation, and Minnie McLendon, a non-citizen.

Roy D. McLendon, opposite No.268, child of Burrell F. McLendon, opposite No.16025, upon the final roll of citizens by blood of the Choctaw Nation, and Corneal McLendon, opposite No. 1577, upon the final roll of citizens by intermarriage of the Choctaw Nation.

Jennie Louise Braudrick, opposite No.724, child of Mary A. Trice, opposite No.15857, upon the final roll of citizens by blood of the Choctaw Nation, and William M. Braudrick, non-citizen.

Hazel Calvin Beaver, Claud Dawson Beaver and Herbert Howard Beaver, opposite No.457,458 and 459, respectively, children of Gertrude Beaver, opposite No.16040, upon the final roll of citizens by blood of the Choctaw Nation, and Calvin Beaver, a non-citizen.

Effie Barnett, opposite No.367, child of Amanda Isabella Sumpter, opposite No.15644, upon the final roll of citizens by blood of the Choctaw Nation, and A. F. Barnett, a non-citizen.

Odis A. Kiefer and Burana Kiefer, opposite Nos.790 and 791, respectively, children of Ardella Kiefer, opposite No.15916, upon the final roll of citizens by blood of the Choctaw Nation, and Charles Kiefer, a non-citizen.

Josephine Lafleure Long, Francis Long and Jake Lafleure Long, opposite Nos. 921, 669 and 922, respectively, children of

Forbis Long, opposite No.16005, upon the final roll of citizens by blood of the Choctaw Nation, and Lummie Long, a non-citizen.

CHICKASAWS BY BLOOD AND INTERMARRIAGE.

Gustavus A. Ramsey, opposite No.514, upon the final roll of Citizens by intermarriage of the Chickasaw Nation. Admitted by Commission in 1896 in case No.183; denied by United States court for southern district of Indian Territory; no appeal to the Choctaw and Chickasaw Citizenship Court. Patents recorded.

Sallie J. Hargis, opposite No.626, upon the final roll of citizens by intermarriage of the Chickasaw Nation; denied by Commission in 1896 in case No.281; no appeal.

John E. Goldsby, Linniel E. Goldsby and Bessie Goldsby, opposite No. 4984, 4985 and 4986, respectively, upon the final roll of citizens by blood of the Chickasaw Nation. All admitted by Commission in 1896 in case No.284; admitted by United States court for southern district of Indian Territory; no appeal to the Choctaw and Chickasaw Citizenship Court. Decision of Commission of May 23, 1905, granting application affirmed by Department October 6, 1905 (I.T.D. 8148-1905).

Murray Milton Goldsby, opposite No.4987, upon the final roll of citizens by blood of the Chickasaw Nation. Born in 1896, and son of John E. Goldsby, opposite No.4984.

Joe Perry and Dillard Perry, opposite Nos.5013 and 5014, respectively, upon the final roll of citizens by blood of the Chickasaw Nation. Denied by Commission in 1896 in case No.116; no appeal. Ordered enrolled as citizens by blood of the Chickasaw Nation by Department on October 10, 1906 (I.T.D. 18963-1906). The names of these persons formerly appeared opposite Nos.267 and 268 upon the roll of Chickasaw freedmen, approved by the Secretary of the Interior December 12, 1902; and in the event their names are stricken from the approved roll of citizens by blood of the Chickasaw Nation, their names should be re-instated upon the Chickasaw freedmen roll.

Benjamin J. Vaughan, opposite No.605, upon the final roll of citizens by intermarriage of the Chickasaw Nation. Admitted by Commission in 1896 in case No.92; admitted by United States court for southern district of Indian Territory; no appeal to the Choctaw and Chickasaw Citizenship Court. Patents recorded.

Edward A. Vaughan, Grover Cleveland Vaughan and Oscar E. Vaughan, opposite Nos. 4969, 4970, and 4971, respectively, upon the final roll of citizens by blood of the Chickasaw Nation. Admitted by Commission in 1896 in case No.92; affirmed by United States court; no appeal to Choctaw and Chickasaw Citizenship Court. Patents recorded.

William T. Lancaster, opposite No.612, upon the final roll of citizens by intermarriage of the Chickasaw Nation. Admitted by Commission in 1896 in case No.202; appealed to United States court and affirmed; no appeal to Choctaw and Chickasaw Citizenship Court. Patents recorded.

John W. Archerd, opposite No.622, upon the final roll of citizens by intermarriage of the Chickasaw Nation. Admitted by Commission in 1896 in case No.178; appealed to United States court for southern district of Indian Territory and affirmed; no appeal to Choctaw and Chickasaw Citizenship Court.

James W. Ragland, opposite No.631, upon the final roll of citizens by intermarriage of the Chickasaw Nation. Denied by Commission in 1896 in case No.85; appealed to United States court for southern district of Indian Territory, and appeal dismissed. Acting of the Commissioner of October 28, 1908, enrolling applicant affirmed by the Department January 9,1906 (I.T.D.17408-1908).

Thomas St.John, opposite No.896, upon the final roll of citizens by intermarriage of the Chickasaw Nation. Denied by Commission in 1896 in Choctaw case No.1059; no appeal. Patents recorded.

John Quincy Adams, opposite No.621, upon the final roll of citizens by intermarriage of the Chickasaw Nation. Admitted by Commission in 1896 in case No.2; denied by United States court for

southern district of Indian Territory; no appeal to Choctaw and Chickasaw Citizenship Court.

Mary A. Shanks, opposite No.629, upon the final roll of citizens by intermarriage of the Chickasaw Nation. Denied by Commission in 1896 in case No.219; admitted by United States court for southern district of Indian Territory; no appeal to Choctaw and Chickasaw Citizenship Court.

Clay McCoy, opposite No.606, upon the final roll of citizens by intermarriage of the Chickasaw Nation. Admitted by Commission in 1896 in case No.141; admitted by United States court for southern district of Indian Territory; no appeal to the Choctaw and Chickasaw Citizenship Court. Directed to be enrolled by Department April 1, 1905 (I.T.D. 3128-1905).

The Indian Office, to which was referred your letter of the 27th ultimo for report, concurs in letter of March 2, 1907, in your recommendation that such names be stricken from the rolls.

The Department is compelled to rely upon your investigation, as the act of April 26, 1906 (34 Stat., 137), provides in section 2 that the rolls of the Choctaw and Chickasaw nations shall be completed on or before the 4th day of March, 1907, and that the Secretary of the Interior shall have no jurisdiction to approve the enrollment of any person after such date. Assuming, therefore, that your information is correct, the names of the persons

mentioned, not heretofore stricken from the partial rolls, are stricken from such rolls this day, notwithstanding any decision that may have been made by the Department in favor of such persons.

As recommended by you, the names of Joe and Dillard Perry have been reinstated upon the Chickasaw freedmen roll, opposite Nos. 267 and 268.

The Department concurs in your views relative to the following persons:

Rena Mitchell and Allen Yates Mitchell, opposite Nos. 15655 and 15656, respectively, upon the final roll of citizens by blood of the Choctaw Nation. Denied by Commission in 1896 in case No.1299; no appeal. Patents recorded.

David K. Strickland and Nettie P. Strickland, opposite Nos. 15919 and 15920, upon the final roll of citizens by blood of the Choctaw Nation. Denied by Commission in 1896 in case No.941; no appeal.

Nettie P. McMurtry and Martha E. McMurtry, opposite Nos. 15448 and 15449, respectively, upon the final roll of citizens by blood of the Choctaw Nation. Denied by Commission in 1896 in case No.1284; no appeal. Homestead patents recorded.

Rufus Satterfield, opposite No.15930, upon the final roll of citizens by blood of the Choctaw Nation. Denied by Commission in 1896 in case No.1068; no appeal.

Charles William Thompson, opposite No.4968, on the final roll of citizens by blood of the Chickasaw Nation. Admitted by Commission in 1896 in case No.162; admitted by United States court for southern district of Indian Territory; no appeal to Choctaw and Chickasaw Citizenship Court.

You state that such persons are minor children of duly enrolled citizens by blood of the Choctaw or Chickasaw Nation, and that the names of one parent of each of these children appears upon the final roll of citizens by blood of the Choctaw or Chickasaw Nation approved by the Department prior to March 3, 1905, and that while under the opinion of the Attorney-General of February 19, 1907, it would appear that these children are not entitled to enrollment as citizens by blood of the Choctaw or Chickasaw Nation under the acts of June 28, 1898 (30 Stat., 495), and July 1, 1902 (32 Stat., 641), you believe that such children can be enrolled under a provision of the Act of March 3, 1905 (33 Stat., 1060), which is as follows:

> "That the Commission to the Five Civilized Tribes is hereby authorized for sixty days after the date of the approval of this Act to receive and consider applications for enrollment of infant children born prior to September twenty-fifth, nineteen hundred and two, and who were living on said date, to citizens by blood of the Choctaw and Chickasaw tribes of Indians whose enrollment has been approved by the Secretary of the Interior prior to the date of the approval of this Act, and to enroll and make allotments to such children."

In this the Department concurs, and as you suggest, the names of these children will be permitted to stand as they are at present on the rolls of citizens by blood of these two nations.

If by inadvertence the name of anyone has been left on any partial roll after decision adverse to him was made by the Department prior to March 5, 1907, and since the opinion of the Attorney-General referred to, the name of such person will be stricken from the roll as of this date.

A copy of Indian Office letter of March 2, 1907, is inclosed.

Respectfully,

(Signed) E. A. Hitchcock,

Secretary.

1 inclosure.

DEPARTMENT OF THE INTERIOR,
OFFICE OF INDIAN AFFAIRS,
WASHINGTON.

March 2, 1907.

C O P Y

The Honorable,

The Secretary of the Interior.

Sir:

Acknowledgment is hereby made of the receipt of Departmental letter of this date, (I.T.D. 6902-1907), enclosing for report copy of letter of February 27, 1907, from the Commissioner to the Five Civilized Tribes, relative to the names of persons who have heretofore been placed on the final rolls of citizens by blood of the Choctaw and Chickasaw Nations, who are affected by the opinion of the Attorney General of the United States of February 19, 1907.

Commissioner Kirby sets out in his letter the names of all the persons now appearing on the rolls who are deemed by him to be without right to enrollment under the opinion of the Attorney General mentioned. In some of these cases patents have been executed and recorded, and in others no patents have been issued.

The Office is of the opinion that the list prepared by the Commissioner contains the names of persons who in the light of the opinion of the Attorney General are not entitled to enrollment, and it is therefore recommended that the action of the

Commissioner in striking the names of these persons from the roll be approved, and that their names also be stricken from the copies of the rolls in the possession of the Department and of this Office.

Very respectfully,

C. F. Larrabee,

Acting Commissioner.

EEH-LC..

7-116

Muskogee, Indian Territory, March 29, 1907.

Charley S. Vincent,

Womack, Indian Territory.

Dear Sir:

You are hereby advised that in accordance with an opinion of the Attorney General of the United States of February 19, 1907, the Secretary of the Interior on March 4, 1907, directed the cancellation of your enrollment upon the roll of citizens by intermarriage of the Choctaw Nation.

Your name has accordingly been stricken from the copy of said roll in the possession of this office.

Respectfully,

Acting Commissioner.

C O P Y

DEPARTMENT OF THE INTERIOR,
WASHINGTON.

Address only
The Secretary of the Interior.

g w w
File-5-51.

January 19, 1909.

The Commissioner to the

Five Civilized Tribes,

Muskogee, Oklahoma.

Sir:

November 30, 1908, the Supreme Court ~~of~~ rendered decisions in what are known as the Goldsby and Allison cases. These suits were brought to obtain mandates against the Secretary of the Interior to correct the rolls as to said Goldsby and Allisons, on the ground that the Secretary of the Interior after placing their names upon approved rolls of citizenship had attempted to strike them from those rolls without notice and an opportunity to be heard. The decision of the Supreme Court is that mandate shall issue in those cases.

There are many suits of a similar nature pending against the Secretary of the Interior, and after careful conferences between this Department and the Department of Justice it was decided that judgment should be allowed in all pending mandamus actions in which the relators stand clearly in the same position as Goldsby and the Allisons. Pursuant to these conferences and to the judgments which may be entered on account of the above decisions of the

and notations which purport to strike any of the following names from the rolls of citizens of the respective nations of the Five Civilized Tribes:

PERSONS WHO HAD PRIOR TO THE GOLDSBY DECISION INSTITUTED SUITS, THE PRINCIPLES OF WHICH ARE UNDOUBTEDLY SIMILAR TO THE OPINION OF THE SUPREME COURT IN THAT DECISION.

Chickasaws by Blood.

Roll No.	Name.	Suit No.	Court.
4984	Goldsby, John E.	248	U.S.S.C.
4985	Goldsby, Linniel E.	50033	S.C.D.C.
4986	Goldsby, Bessie	50033	S.C.D.C.
4987	Goldsby, Murray M.	50033	S.C.D.C.
4969	Vaughan, Edward A.,	372	U.S.S.C.
4970	Vaughan, Grover C.	371	U.S.S.C.
4971	Vaughan, Oscar S.	371	U.S.S.C.

Chickasaws by Intermarriage/

621	Adams, John Quincy	50033	S.C.D.C.
621	Lancaster, William T.	50033	S.C.D.C.
606	McCoy, Clay	49358	S.C.D.C.
631	Ragland, James W.	51025	S.C.D.C.
596	St. John, Thomas	50353	S.C.D.C.
605	Vaughan, Benjamin F.	373	U.S.S.C.

Choctaws by Blood

Roll No.	Name.	Suit No.	Court.
15027	Adams, Wiley,	50033	S.C.D.C.
16048	Autrey, Columbus S.	49722	S.C.D.C.
16040	Beaver, Gertrude	50033	S.C.D.C.
16041	Beaver, Clarence	50033	S.C.D.C.
16042	Beaver, Nellie	50033	S.C.D.C.
16043	Beaver, Myrtle	50033	S.C.D.C.
15917	Beagles, Nellie F.	50033	S.C.D.C.
15911	Crowder, Van	50033	S.C.D.C.
15910	Crowder, Willie	50033	S.C.D.C.
15909	Crowder, Belzooi	50033	S.C.D.C.
15908	Crowder, Joe	50033	S.C.D.C.
15907	Crowder, Louisa	50033	S.C.D.C.
15906	Crowder, George W.	50033	S.C.D.C.
16050	Green, Teddy	49724	S.C.D.C.
16049	Green, Lenora	49724	S.C.D.C.
16033	Howard, Thomas J.	50033	S.C.D.C.
16034	Howard, Horace	50033	S.C.D.C.
16035	Howard, Lonnie	50033	S.C.D.C.
16036	Howard, Emery	50033	S.C.D.C.
16037	Howard, Elmer	50033	S.C.D.C.
16038	Howard, Bettie Perney	50033	S.C.D.C
16039	Howard, Dora Lee	50033	S.C.D.C.
15451	James,(or Richardson) Maggie M.	50033	S.C.D.C

Roll No.	Name.	Suit No.	Court.
15452	James, Ellie E.	50033	S.C.D.C.
15453	James, Analaurie	50033	S.C.D.C.
15454	James, Evalina	50033	S.C.D.C.
15961	James, Agnes	50033	S.C.D.C.
15394	Kirk Gabriella	50355	S.C.D.C.
15393	Kirk, Sarah	50355	S.C.D.C.
15953	Shelton, Emma	51240	S.C.D.C.
15952	Shelton, Frank	51240	S.C.D.C.
15645	Sumpter, John	50033	S.C.D.C.
15646	Sumpter, Amanda Isabella	50033	S.C.D.C.
15647	Sumpter, Jim Andy	50033 51240	S.C.D.C
15648	Sumpter, Scott Taylor	50033 51240	S.C.D.C.
15649	Sumpter, Dixon D.	51240	S.C.D.C.
15912	Wright, Betsy	50033	S.C.D.C.
15913	Wright, Thomas E.	50033	S.C.D.C.
15914	Wright, Mary M.	50033	S.C.D.C.
15915	Wright, Lenard D.	50033	S.C.D.C.
	Choctaws by Marriage.		
1628	Allen, Andrew J.	50033	S.C.D.C.
1409	Atwood, Chester C.	50353	S.C.D.C.
1473	Beal, Andrew	50947	S.C.D.C.
1408	Bowling, Mary M.	51026 50033	S.C.D.C.

Roll No.	Name.	Suit No.	Court.
1543	Carter, John W.	50534	S.C.D.C.
1464	Cummings, Henry A.	50033	S.C.D.C.
1524	Crowder, Parlee C.	50033	S.C.D.C.
1329	Harris, Calvin Q.	49725	S.C.D.C.
1578	Howard, Carrie	50033	S.C.D.C.
1399	Kirk, J. W.	50354	S.C.D.C.
290	Klugh, August	50033	S.C.D.C.
1027	Perkins, Hattie A.	50353	S.C.D.C.
1491	Reichert, William	51026	S.C.D.C.
1400	Rice, Ambrose L.	374	S.C.D.C.
1423	Shults (or Shultz) Fannie	51026	S.C.D.C.
1495	Shelton, John	50946	S.C.D.C.
1469	Sumpter, Jacob D.	50033	S.C.D.C.
340	Travis, Robert A.	50948	S.C.D.C.
1403	White, Angelina	51026	S.C.D.C.
662	Woodard, Charles A.	49494	S.C.D.C.

Minor Choctaws.

Act of Congress Approved April 26, 1906.

367	Barnett, Effie	50033	S.C.D.C.
457	Beaver, Hazel Caltin	50033	S.C.D.C.
458	Beaver, Claud D.	50033	S.C.D.C.
459	Herbert, Howard	50033	S.C.D.C.
674	Crowder, Nettie Myrl	50033	S.C.D.C.
685	Green, Lee	49724	S.C.D.C.
253	Wright, Fannie Jane	50033	S.C.D.C.

Cherokees by Blood.

Roll No.	Name.	Suit No.	Court.
31910	Allison, John	49434	S.C.D.C.
31960	Allison, Johnnie S.	49436	S.C.D.C.
31961	Allison, Frankie P.	49437	S.C.D.C.
31956	Allison, Ida B.	249	U.S.S.C.
31957	Allison, George A.	250	U.S.S.C.

A careful investigation of those names concerning which no suits were brought, but which, after being upon an approved roll of citizens or freedmen of any of the Five Civilized Tribes, were stricken therefrom without notice and an opportunity to be heard, has thus far developed a list which undoubtedly falls within the principles expressed by the Supreme Court in the Goldsby decision. All these persons are in the same position as those named in the above list of those who had filed suits prior to that decision. It follows necessarily that, if suits were instituted in these cases, judgment must be allowed as was done in the case of the names on the above list. For this reason I have decided that it would be improper to delay the correction of the rolls as far as these persons are concerned. Such delay would continue the rolls in an incorrect condition according to the opinion of the Supreme Court, would bring hardship and expense upon the citizens and freedmen involved, and would delay completion of the work of the Commission to the Five Civilized Tribes.

The correction of the rolls in these cases does not add names to the rolls, but merely erases from the rolls interlineations and notations which the court says the Secretary of the Interior has no power to place there. For those reasons you are hereby directed to erase the interlineations and notations which purport to strike any of the following names from the rolls of citizens of the respective nations of the Five Civilized Tribes:

PERSONS WHO HAD NOT INSTITUTED SUITS PRIOR TO THE GOLDSBY DECISION BUT WHOSE CASES FALL INDUBITABLY UNDER THE PRINCIPLES OF THAT DECISION.

Chickasaws by Blood.

Roll No.	Name.	Roll No.	Name.
5013	Perry, Joe	5014	Perry, Dillard

Chickasaws by Marriage.

622	Archerd, John W.	629	Shanks, Mary A.
626	Hargis, Sallie J.	514	Ramsey, Gustavus A.

Choctaws by Blood.

16103	Allen Elizabeth	16110	Crutchfield, Loutitia
16112	Bumgarner, George A.	16106	Crutchfield, Everet
15925	Crowder, John A.	16111	Crutchfield, George W.
15924	Crowder, Pinkie B.	15450	James, Alice E.
15923	Crowder, Katie B.	15972	Jennings, Arthur
15921	Crowder, Eli W.	15973	Jennings, Clyde
15922	Crowder, James	15916	Kiefer, Ardella
15905	Crowder, Winnie Gertrude	16003	Long, James S.
15904	Crowder, John F.	16004	Long, Joseph

Roll No.	Name.
15903	Crowder, William H.
15902	Crowder, Rosa
15901	Crowder, Maggie
15900	Crowder, Abigail
15899	Crowder, William J.
16105	Crutchfield, Ida
16107	Crutchfield, Ima
16108	Crutchfiled, Louvinia
16109	Crutchfield, William

Choctaws by Marriage.

1486	Beagles, Allen
1537	Buckholts, Jeanetta H.
1559	Choate, Amanda
1412	Crowder, Lydia Ann
1523	Crowder, Josephine
985	Foster, Mary A.
1421	Freeny, Mattie
1489	Gann, William Newton
1518	Gray, John Calvin
1216	Gunter, Benjamin B.
1480	Kelly, William F.
1476	Lewis, Vicey
1160	Lindsey, Selden T.

Roll No.	Name.
16005	Long, Forbis
921	Long, Josephine LeFlore
922	Long, Jake Laflore
9258	Pebworth, Henry
15928	Randall, Grover
16104	Ritter, David
15856	Robinson, Mary E.
15951	Shelton, Daisy
15857	Trice, Mary A.
1414	McClure, Madell
1614	McGahey, Martha J.
1407	McMurtry, Lucy
1550	Omo, Julia
1410	Paxton, William D.
1406	Rabon, Robert L.
1490	Reding, Ella
1478	Rigney, Rosa E.
1219	Roberts, George W.
1531	Robinson, Frederick R.
1353	Russell, Mattie M.
1127	Smith, Ira L.
1428	Staton, John T.

Roll No.	Name.	Roll No.	Name.
1405	Merryman, Sarah	668	Sutherland, Henry
1215 1519	Mitchell, Virginia P. Mitchell, Mattie S.	1470	Tucker, William N.
1416	Moran, Mary	1468	Vincent, Charlie S.

Minor Choctaw Citizens.

Roll No.	Name.	Roll No.	Name.
724	Braudrick, Jennie Louise	791	Kiefer, Eurana
4	Crowder, Rufus Clay	669	Long, Francis
790	Kiefer, Odis A.		

Cherokee by Blood.

31958	Allison, Elmer C.	31959	Allison, Jasper P.

In order that the action of erasures may be uniform fro all names and upon all rolls, you will make such erasures in the following manner: The lines drawn through and purporting to cancel the names from the rolls shall be lined out by drawing across them short transverse lines in red ink. The notations purporting to cancel the names from the rolls shall be lined out by drawing through each line of said notations red horizontal lines. In addition to lining out the interlineations and notations you will insert a note at the foot or side of each page containing any of these corrections, said note to be indicated by stars placed before the names involved. The note shall read as follows:

"Words and lines purporting cancellation erased by authority of departmental letter of January 19, 1909 (File 5-51)."

You will notify all persons, whose status on the rolls

has been recognized as above, of the action taken, and that they have all the rights to allotment and payments enjoyed by other citizens, as though no attempt had ever been made to cancel their names from the rolls.

Except for the Allisons named in above lists, I am not ready to give you a list of the Cherokees and Creeks whose status upon the rolls will be corrected under the principles of the Goldsby decision. Direction concerning them will follow within a week.

There are other names which were upon approved rolls and were erased or stricken therefrom by the Secretary of the Interior without notice. Some of these are already the subject of injunction or mandamus actions against the Secretary of the Interior, and in other cases such action has not been instituted. There are reasons which make it doubtful whether those persons fall indubitably under the principles of the Goldsby decision. Careful consideration of the matter will be given at once, and, according to the decision reached in each casem the persons involved will be left to such court action as they deem wise or will have the rolls corrected by departmental action in the manner indicated for the two lists set forth above.

A sample page is inclosed, showing the method of erasure to be followed by all officers in the correction of the rolls.

Very respectfully,

(Signed) James Rudolph Garfield

Secretary.

7-116
B-1468

Muskogee, Oklahoma, February 6, 1909.

Mr. Charley S. Vincent,

Womack, Oklahoma.

Sir:

I am instructed by the Department of the Interior that your case falls within the principles of the decision of the Supreme Court of the United States in the case of John E. Goldsby et al., seeking to have their names restored to the rolls of citizens of the Choctaw and Chickasaw Nations, and that the notations striking your name from the roll of citizens by intermarriage of the Choctaw Nation shall be erased and that you have all the rights to allotment and payments enjoyed by other citizens as if no attempt had ever been made to cancel your name from this roll.

Said instructions have been carried out by this office, and you are now advised that the status of your name on the approved roll of citizens of the Chickasaw Nation and of your allotment selection in said nation is the same as prior to March 4, 1907, when the Secretary of the Interior directed that your name be stricken from the roll.

Respectfully,

Acting Commissioner.

WHA(CM)

117	Isaac w. williams	et al	Granted

DEPARTMENT OF THE INTERIOR,

COMMISSION TO THE FIVE CIVILIZED TRIBES.

--:o:--

The record in the matter of the application for the enrollment as a citizen by intermarriage of the Choctaw Nation of -

ISAAC W. WILLIAMS, -- Choctaw 117.

-- -- -- -- -- -- -- --

To any person legally authorized to Solmnize the rites of matrimony, By the authority in me vested by the laws of the Choctaw Nation you are hereby authorized to Solmnize the rites of matrimony between Tearganna Nail a Choctaw woman and J. W. Williams a Citizen of the United States who has complied with all the requirements of the law, and attach your Certificate to this License.

Given under my hand and Seal of Office affixed this the 7 day of ~~August~~ September A. D. 1888.

J. W. Perry
County Clerk of
Tams County
Choctaw Nation

This Is to Certify that the Within
Marriage Licence was Recorded In
my Office Feby Nov AD 1885

J E McBrayer
Circuit Clerk
1st Judicial
Dist

I do solemnly swear, that I will honor defend, and submit to the constitution and laws of the Choctaw Nation and will neither claim nor seek from the united States government from the judicial tribunal thereof any protection privilege or redress in compatible with same as guaranteed to the Choctaw Nation by the "treaty stipulation endereh into between them; So help me God"

J. W. Williams

Subscribed and sworn to before me
J. W. County clerk of Gaines County Choctaw Nation this 7 day of September A. D. 1888

J. W. Perry

Marriage Certificate

This is to certify that I a minister of the Gospel united in matrimony Mr. J. W. Williams citizen of the U. S. to Miss Georgana Nail citizen of the Choctaw Nation on the 16th day of September A. D. 1888

A. Frank Ross

Joe Crabtree
Miss Joana Chast

Department of the Interior
Commission to the Five Civilized Tribes,
Pauls Valley, I.T. October 21,1902.

Choctaw 117.

In the matter of the application for enrollment as a citizen by intermarriage of the Choctaw Nation of Isaac W. Williams.

Isaac W. Williams being first duly sworn testified as follows:

Examination by the Commission

Q What is your name? A Isaac W. Williams.
Q How old are you? A Thirty-five years old.
Q What is your post office address? A Purcell.
Q How long have you resided in the Chickasaw Nation? A I came here twenty years ago.
Q Where did you live before that? A I was born in Texas.
Q What do you mean? that you lived in the Chickasaw Nation for the past twenty years? A I lived in the Choctaw Nation first.
Q You are a white man? A Yes, sir.
Q Claimant as an intermarried citizen of the Choctaw Nation? A Yes, sir.
Q What is the name of the woman through whom you claim your right to enrollment? A Georgianna Nail.
Q When did you marry her? A '88.
Q You ever been married before you married her? A No, sir.
Q How long prior to your marriage had you been a resident of the Choctaw-Chickasaw country? A Something like two years.
Q Was your wife a resident of the Choctaw Nation at the time you married her? A Yes, sir.
Q Did you obtain a Choctaw license to marry this woman? A Yes, sir.
Q How much did you pay for it? A $100.00
Q After your marriage how long did you reside in the Choctaw Nation before your removal to the Chickasaw Nation? A Not very long.
Q And have resided in the Chickasaw Nation continually since that time? A Yes, sir.
Q Have you since your marriage to Georgianna Nail lived with her continuously? A Yes, sir.
Q There has been no separation desertion or divorce? A No, sir.
Q You and this woman are now living together as husband and wife in the Chickasaw Nation and are actual bonafide residents of this Nation? A Yes, sir.
Q All of your family living in the Chickasaw Nation? A Yes, sir.
Q Your wife has always been a recognized citizen of the Nation? A Yes, sir.
Q Always drawn the money payments? A Yes, sir.

G. Rosenwinkel being duly sworn on his oath states that as stenographer to the Commission to the Five Civilized Tribes he reported in full all the proceedings had in the above entitled cause on October 21, 1902, and that the above and foregoing is a full, true and correct transcript of his stenographic notes in said cause on said date.

G Rosenwinkel

Subscribed and sworn to before me this 12 day of November 1902.

R B Jamison
Notary Public.

BMM

7 - 117.

DEPARTMENT OF THE INTERIOR,
COMMISSION TO THE FIVE CIVILIZED TRIBES.

---o---

In the matter of the application for the enrollment of Isaac W. Williams as a citizen by intermarriage of the Choctaw Nation.

-- -- -- -- -- -- -- --

D E C I S I O N

--:o:--

It appears from the record herein that Isaac W. Williams, on September 16, 1888, was married in accordance with the laws, customs and usages of the Choctaw Nation to Georgianna N. Williams, a recognized and enrolled citizen by blood of the Choctaw Nation, whose name appears as No. 232 upon the lists prepared by this Commission under the Act of Congress approved July 1, 1902, (32 Stats., 641) of persons entitled to enrollment as citizens by blood of the Choctaw Nation, and approved by the Secretary of the Interior on December 12, 1902; that at the time of said marriage both persons above mentioned were residents in good faith of the Choctaw Nation, and that they have lived together continuously in Indian Territory as husband and wife from the date of said marriage up to and including September 25, 1902.

It is, therefore, the opinion of this Commission that Isaac W. Williams should be enrolled as a citizen by intermarriage of the Choctaw Nation in accordance with the provisions of the Acts of Congress approved June 28, 1898, (30 Stats., 495) and July 1, 1902, (32 Stats., 641), and it is so ordered.

COMMISSION TO THE FIVE CIVILIZED TRIBES.

Chairman.

COMMISSIONER.

Muskogee, Indian Territory,

APR 29 1903

Choctaw-117

COPY

Muskogee, Indian Territory, April 29, 1903.

Mansfield, McMurray & Cornish,

Attorneys for the Choctaw and Chickasaw Nations,

South McAlester, Indian Territory.

Gentlemen:

Inclosed herewith you will find a copy of the decision of the Commission, rendered April 28, 1903, granting the application of Isaac W. Williams for enrollment as a citizen by intermarriage of the Choctaw Nation.

You are hereby advised that you will be allowed fifteen days from this date within which to file protest against the action of the Commission in enrolling the applicant herein as a citizen of the Choctaw Nation. If at the expiration of that time, no protest has been filed, the name of the applicant will be placed uponthe final rolls of the citizens of the Choctaw Nation to be submitted to the Secretary of the Interior for his approval.

Respectfully,

(SIGNED)

Tams Bixby.
Chairman.

Registered.

Enc. RCH 27a.

Choctaw-117

Muskogee, Indian Territory, April 29, 1903.

Isaac W. Williams,

Purcell, Indian Territory.

Dear Sir:

Inclosed herewith you will find a copy of the decision of the Commission, rendered April 29, 1903, granting your application for enrollment as a citizen by intermarriage of the Choctaw Nation.

The attorneys for the Choctaw and Chickasaw Nations have been furnished a copy of this decision and have been allowed fifteen days from this date within which to file protest against the action of the Commission in enrolling you as a citizen of the Choctaw Nation. If at the expiration of that time, no protest has been filed, your name will be placed upon the final rolls of the citizens of the Choctaw Nation to be submitted to the Secretary of the Interior for his approval.

Respectfully,

Tams Bixby
Chairman.

Registered.

Enc. HGH 27.

20

IN RE

Application for Enrollment of

INFANT CHILD

Minnie Williams

as a citizen of

Choctaw Nation.

Approved JAN 29 1902 190....

Commissioner.

DEPARTMENT OF THE INTERIOR,
COMMISSION TO THE FIVE CIVILIZED TRIBES.
FILED
JAN 29 1902

ACTING CHAIRMAN.

111

DEPARTMENT OF THE INTERIOR,

COMMISSION TO THE FIVE CIVILIZED TRIBES.

IN RE Application for Enrollment, as a citizen of the Choctaw Nation,

of Mamie Williams, born on the 21 day of May, 1896
(Here insert name of child.)

Name of Father: Isaac W. Williams a citizen of the Choctaw Nation.

Name of Mother: Georgiana Williams a citizen of the Choctaw Nation.

Post-office Purcell Ind Ter

AFFIDAVIT OF MOTHER.

UNITED STATES OF AMERICA, }
INDIAN TERRITORY }
Southern District. }

I, Georgiana Williams, on oath state that I am 32 years of age and a citizen, by blood, of the Choctaw Nation; that I am the lawful wife of Isaac W. Williams, who is a citizen, by marriage, of the Choctaw Nation; that a female child was born to me on 21 day of May — 1896 that said child has been named Mamie Williams, and is now living.
(male or female.)

Georgiana Williams

WITNESSES TO MARK:

(Must be Two Witnesses.) }

Subscribed and sworn to before me this 25 *day of* January 1902

Joseph W. Turnbull
NOTARY PUBLIC.

AFFIDAVIT OF ATTENDING PHYSICIAN, OR MIDWIFE.

UNITED STATES OF AMERICA, }
INDIAN TERRITORY, }
Southern District, }

I, W. J. Maniss, a Physician on oath state that I attended on Mrs. Georgiana Williams, wife of Isaac W. Williams on the 21st day of May —, 1896 that there was born to her on said date a female child; that said child is now living and is said to have been
(male or female.)
named Mamie Williams

WITNESSES TO MARK:

W. J. Maniss. M.D.

(Must be Two) }

Subscribed and sworn to before me this 25th day of January 1902

Geo. C. McCullough
Purcell Ind Ter
NOTARY PUBLIC.

117

20

IN RE

Application for Enrollment of

INFANT CHILD.

Leona M. Williams

As a citizen of the

Chocta[illegible] Nation.

Approved DEC 13 1899 1

A S McKenzie

Commissioner.

Department of the Interior,

COMMISSION TO THE FIVE CIVILIZED TRIBES.

IN RE Application for Enrollment, as a citizen of the Chickasaw Nation,
of a Female child, born on the 1st day of october, 1899.
Name of father: Isaac N. Williams, a citizen of the Chickasaw Nation.
Name of mother Georgia anna Williams, a citizen of the Chickasaw Nation.
Post Office: Paoli Ind Ter

AFFIDAVIT OF MOTHER.

UNITED STATES OF AMERICA,
INDIAN TERRITORY,
District.

I, Georgia anna Williams, on oath, state that I am 30 years of age and a citizen, by Blood, of the Choctaw Nation; that I am the lawful wife of Isaac N. Williams who is a citizen, by Marriage, of the Choctaw Nation; that a Female child was born to me on the 1st day of october, 1899; that said child has been named Leona May Williams and is now living.

Georgiana Williams,

Subscribed and sworn to before me this 3rd day of October, 1899.

Geo C McCullough
Notary Public.

AFFIDAVIT OF ATTENDING PHYSICIAN, OR MIDWIFE.

UNITED STATES OF AMERICA,
INDIAN TERRITORY,
District.

I, W. J. Mannis M.D., a Physician, on oath, state that I attended on Mrs. Georgia anna Williams, wife of I. N. Williams on the 1st day of oct, 1899; that there was born to her on said date a Female child; that said child is now living and is said to have been named Leona May Williams

W. J. Mannis M.D.

Subscribed and sworn to before me this 3rd day of octobe, 1899.

Geo. C. McCullough
Notary Public.

118	Joe	G. Carrier	Granted

DEPARTMENT OF THE INTERIOR,

COMMISSION TO THE FIVE CIVILIZED TRIBES.

The record in the matter of the application for the enrollment as a citizen by intermarriage of the Choctaw Nation of--

JOE G. CARRIER. 7-118.

Department of the Interior
Commission to the Five Civilized Tribes
Pauls Valley, I.T. October 22,1902.

Choctaw 118.

In the matter of the application for enrollment as a citisen by intermarriage of the Choctaw Nation of Joe G. Carrier.

Joe G. Carrier being first dulymsworn testified as follows:

Examination by the Commission

Q What is your name? A Joe G. Carrier.
Q Your post office address? A Whitebead, Chickasaw Nation.
Q How old are you? A Sixty-nine.
Q How long have you resided in the Chickasaw Nation? A Thirty-two
Q Resided here continuously for the past thirty-two years? A Yes, sir.
Q Never have made your home anywehere else? A No, sir.
Q You are a white man? A Yes, sir.
Q Claimant as an intermarried citizen of the Choctaw Nation? A Yes, sir.
Q What is the name of your Choctawwife? A Lou McGee.
Q Was she a recognized and enrolled citizen of the Choctaw Nation? Yes, sir.
Q Her rights as such were never questioned by the tribe? A No, sir
Q When did you marry her? A '74.
Q Were you ever married before you married her? A No, sir.
Q Was she ever married before her marriage to you? A No,sir.
Q Did you marry her in accordance with the tribal of either the Choctaw or Chickasaw Nations? A Chickasaw Nation.
Q Did you obtain a tribal license? A Yes, sir.
Q Where were you married? A Here at Pauls Valley.
Q Who married you? A Parson Davis, a missionary.
Q How long did you live with your Choctaw wife? A Five years.
Q Didyou obtain a license from the tribal authorities to marry this woman? A No, sir; there were no licenses issued at that time.
Q That was in 1874? A '74.
Q Where were you residing at that time? A Pauls Valley.
Q Was your wife a resident of the Chickasaw Nation? A Yes, sir.
Q You say after your marriage in '74 you lived with her for five years? A Yes, sir.
Q Until the time of her death? A Yes, sir.
Q Did you ever marry since then? A No, sir.
Q You applied to the Commission in 1896 as a citizen by intermarriage of the Choctaw Nation? A Yes, sir.
Q Were you admitted? A Yes, sir.
Q Have you since the admission in 1896 resided continuously in the Chickasaw Nation? A Yes, sir.
Q Have you been married to any other person since 1896? A No,sir.

G. Rosenwinkel being duly sworn on his oath states that as stenographer to the Commission to the Five Civilized Tribes he reported in full all the proceedings had in the above entitled cause on October 22, 1902, and that the forefoing is a full, true and correct transcript of his stenographic notes in said cause on said date.

G. Rosenwinkel

Subscribed and sworn to before me this 26 day of November 1902.

Charles Hetherington

Notary Public.

CORRECTION

THIS DOCUMENT HAS BEEN REPHOTOGRAPHED TO ASSURE LEGIBILITY

Department of the Interior
Commission to the Five Civilized Tribes
Pauls Valley, I.T. October 22,1902.

Choctaw 118.

In the matter of the application for enrollment as a citisen by intermarriage of the Choctaw Nation of Joe G. Carrier.

Joe G. Carrier being first dulymsworn testified as follows:

Examination by the Commission

Q What is your name? A Joe G. Carrier.
Q Your post office address? A Whitebead, Chickasaw Nation.
Q How old are you? A Sixty-nine.
Q How long have you resided in the Chickasaw Nation? A Thirty-two
Q Resided here continuously for the past thirty-two years? A Yes, sir.
Q Never have made your home anywehere else? A No, sir.
Q You are a white man? A Yes, sir.
Q Claimant as an intermarried citizen of the Choctaw Nation? A Yes, sir.
Q What is the name of your Choctawbwife? A Lou McGee.
Q Was she a recognized and enrolled citizen of the Choctaw Nation? Yes, sir.
Q Her rights as such were never questioned by the tribe? A No, sir
Q When did you marry her? A '74.
Q Were you ever married before you married her? A No, sir.
Q Was she ever married before her marriage to you? A No,sir.
Q Did you marry her in accordance with the tribal of either the Choctaw or Chickasaw Nations? A Chickasaw Nation.
Q Did you obtain a tribal license? A Yes, sir.
Q Where were you married? A Here at Pauls Valley.
Q Who married you? A Parson Davis, a missionary.
Q How long did you live with your Choctaw wife? A Five years.
Q Didyou obtain a license from the tribal authorities to marry this woman? A No, sir; there were no licenses issued at that time.
Q That was in &74? A '74.
Q Where were you residing at that time? A Pauls Valley.
Q Was your wife a resident of the Chickasaw Nation? A Yes, sir.
Q You say after your marriage in '74 you lived with her for five years? A Yes, sir.
Q Until the time of her death? A Yes, sir.
Q Did you ever marry since then? A No, sir.
Q You applied to the Commission in 1896 as a citizen by intermarriage of the Choctaw Nation? A Yes, sir.
Q Were you admitted? A Yes, sir .
Q Have you since the admission in 1896 resided continuously in the Chickasaw Nation? A Yes, sir.
Q Have you been married to any other person since 1896? A No,sir.

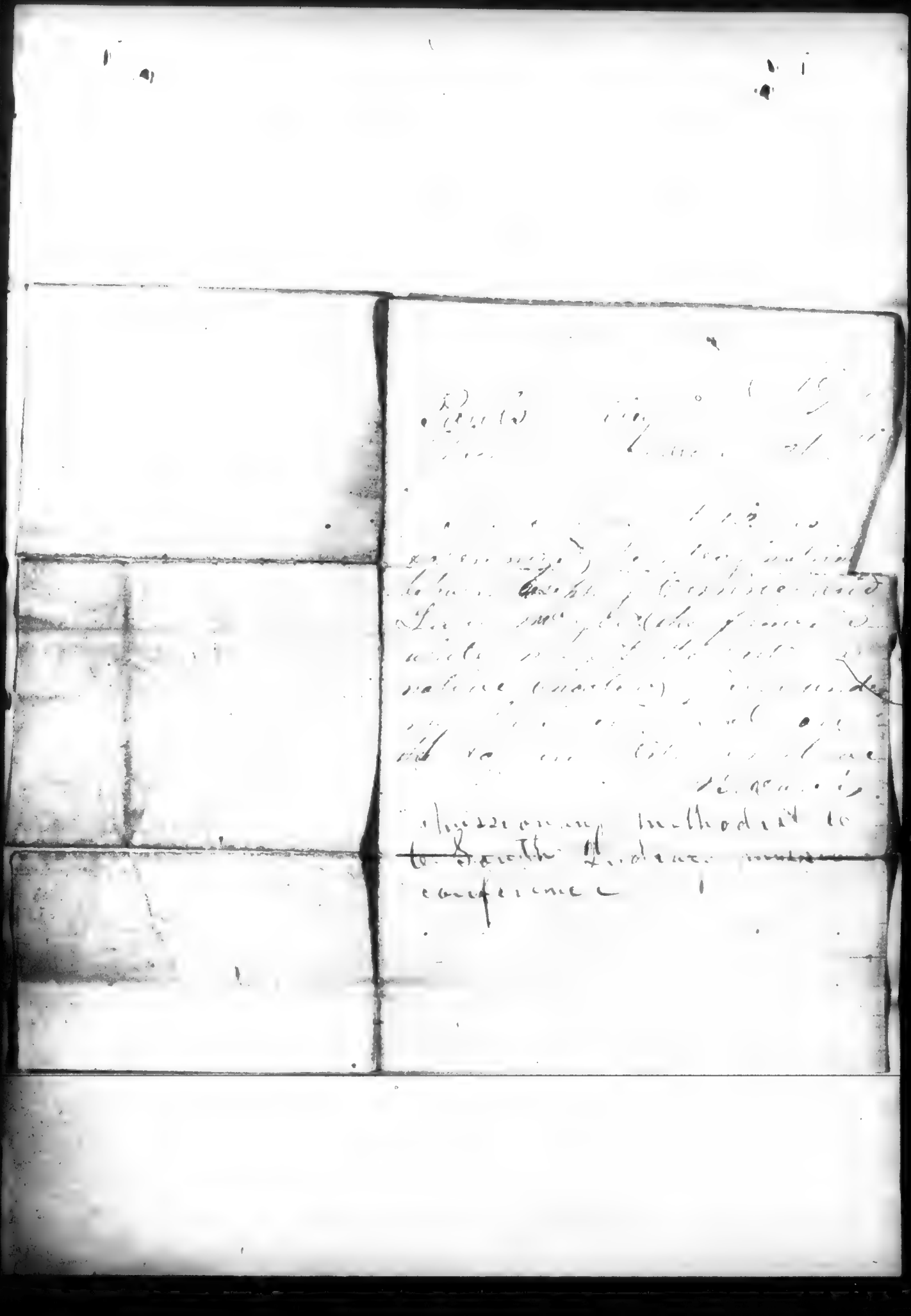
G. Rosenwinkel being duly sworn on his oath states that as stenographer to the Commission to the Five Civilized Tribes he reported in full all the proceedings had in the above entitled cause on October 22, 1902, and that the forefoing is a full, true and correct transcript of his stenographic notes in said cause on said date.

G. Rosenwinkel

Subscribed and sworn to before me this 1 day of November 1902.

Charles Hetanger

Notary Public.



I Guy Keel Clerk of the County Court of Pickens County Chickasaw Nation Indian Territory hereby certify that the foregoing instrument is a true and correct copy of original Record this 25th day of August 1896. on Page 223. Old Marriage Record of Pickens County Chickasaw Nation Indian Territory. Witness my hand and seal of (my) Office this 25th day of August A.D. 1896.

Guy Keel
County Clerk
Pickens County
C.N.

Cale

7 - 118.

DEPARTMENT OF THE INTERIOR,
COMMISSION TO THE FIVE CIVILIZED TRIBES.

In the matter of the application for the enrollment of Joe G. Carrier as a citizen by intermarriage of the Choctaw Nation.

DECISION.

It appears from the record herein that Joe G. Carrier, on February 16, 1874, was married in accordance with the laws, customs and usages of the Chickasaw Nation to Lou Carrier (nee McGee), a recognized citizen by blood of the Choctaw Nation, who died in the year 1879, and that the applicant has since that time remained unmarried.

It further appears from the records of the Commission that on September 4, 1896, in the case entitled "Joe Carrier vs. Choctaw Nation," (1896 Choctaw Citizenship Docket, case No. 748), the applicant herein made original application to this Commission under the provisions of the act of Congress approved June 10, 1896, (29 Stat., 321) for admission to citizenship in the Choctaw Nation, claiming his right thereto by virtue of his marriage with the said Lou Carrier (nee McGee), and on December 3, 1896, the said Joe G. Carrier was by this Commission admitted to citizenship in the Choctaw Nation as a citizen by intermarriage, from which decision of the Commission no appeal was taken.

It further appears from the evidence in this case that the applicant herein was a resident in good faith of Indian Territory on June 28, 1898, and that his status as an intermarried citizen remained unchanged from the date of his said admission in 1896 up to and including September 25, 1902.

It is, therefore, the opinion of this Commission that Joe G. Carrier should be enrolled as a citizen by intermarriage of the Choctaw Nation, under the provisions of the acts of Congress approved June 28, 1898, (30 Stat., 495) and July 1, 1902, (32 Stat., 641), and it is so ordered.

COMMISSION TO THE FIVE CIVILIZED TRIBES.

Chairman.

Commissioner.

C. R. Breckinridge.
Commissioner.

W. E. Hainey
Commissioner.

Muskogee, Indian Territory,
DEC 2 1902

Copy. Choctaw 118

Muskogee, Indian Territory, December 2, 1903.

Joe C. Carrier,

Care O. W. Patchell,

Pauls Valley, Indian Territory.

Dear Sir:

Enclosed herewith you will find a copy of the decision of the Commission to the Five Civilized Tribes, rendered December 2, 1903, granting your application for enrollment as a citizen by intermarriage of the Choctaw Nation.

The attorneys for the Choctaw and Chickasaw Nations have been furnished a copy of this decision and have been allowed fifteen days from the date hereof in which to file protest against the action of the Commission in enrolling you as a citizen of the Choctaw Nation. If at the expiration of said time no protest has been filed, your name will be placed upon the final rolls of the citizens of the Choctaw Nation to be submitted to the Secretary of the Interior for his approval.

Respectfully,

(SIGNED)

Chairman.

Registered.

Enc. 7-118.

COPY.

Choctaw 118

Muskogee, Indian Territory, December 2, 1903.

Mansfield, McMurray & Cornish,

Attorneys for Choctaw and Chickasaw Nations,

South McAlester, Indian Territory.

Gentlemen:

Enclosed herewith you will find a copy of the decision of the Commission, rendered December 2, 1903, granting the application of Joe G. Carrier for enrollment as a citizen by intermarriage of the Choctaw Nation.

You are hereby advised that you will be allowed fifteen days from the date hereof in which to file protest against the action of the Commission in enrolling said Joe G. Carrier as a citizen of the Choctaw Nation. If at the expiration of said time no protest has been filed, his name will be placed upon the final rolls of the citizens of the Choctaw Nation to be submitted to the Secretary of the Interior for his approval.

Respectfully,

(SIGNED).

Chairman.

Registered.

Enc. 7-118.

119 Thomas G. Spain | et al Granted. Choc

DEPARTMENT OF THE INTERIOR,

COMMISSION TO THE FIVE CIVILIZED TRIBES.

--:o:--

The record in the matter of the application for the enrollment as a citizen by intermarriage of the Choctaw Nation of -

ELIZABETH SPAIN, -- Choctaw 119.

-- -- -- -- -- -- -- --

This is to certify that I.
W. W. Durant an ordained
minister of the gospel, did on
Feb 28 - 1876 duly and Lawfully
unite in marriage J. G. Spain
and Elizabeth Cantrell

W. W. Durant

7-119

DEPARTMENT OF THE INTERIOR,
COMMISSION TO THE FIVE CIVILIZED TRIBES.
Pauls Valley, Indian Territory, October 23, 1902.

In the matter of the application for enrollment of Elizabeth Spain as a citizen by intermarriage of the Choctaw Nation.

Thomas G. Spain, being first duly sworn, testified as follows:

Examination by the Commission.

Q What is your name? A Thomas G. Spain.
Q How old are you ? A Fifty.
Q What is your postoffice address? A Harrisburg.
Q Chickasaw Nation? A Yes sir.
Q How long have you lived in the Chickasaw Nation? A Ever since--I was married in '76; I only lived one year in the Choctaw Nation and lived the rest of the time in the Chickasaw.
Q Were you married in the Choctaw Nation? A Yes sir.
Q You are a duly recognized and enrolled citizen by blood of the Choctaw Nation? A Yes sir.
Q Are you married? A Yes sir.
Q Is your wife living? A Yes sir.
Q What's her name? A Elizabeth.
Q She is a white woman? A Yes sir.
Q And an applicant for enrollment as a citizen by intermarriage of the Choctaw Nation? A Yes sir.
Q She claims her rights by virtue of her marriage to you, does she not? A Yes sir.
Q When were you married to her? A In '76.
Q In the Choctaw Nation? A Yes sir.
Q How long had she lived in the Choctaw Nation when you married her? A Been living there two years. I married her at Durant.
Q You have been living together ever since that time as Husband and wife in the Choctaw and Chickasaw Nations? A Yes sir.
Q You are living together as husband and wife at this time in the Chickasaw Nation and are bona fide residents of this Nation? A Yes sir.
Q Did she make application to the Commission to the Five Civililized Tribes in the year 1896 for citizenship in the Choctaw Nation, claiming rights as an intermarried citizen by virtue of her marriage to you? A Yes sir.
Q That application was granted, was it not? A Yes sir.
Q Never has been any divorce or separation since her admission in 1896? A No sir.

Ira S. Miles, being first duly sworn, states that as stenographer to the Commission to the Five Civilized Tribes he reported in full

Elizabeth Spain-2

all proceedings had in the above entitled cause, heard at Pauls Valley, Indian Territory, October 23, 1902, and that the foregoing is a full, true and correct transcript of his stenographic notestaken in said proceedings on said date.

Subscribed and sworn to before me this the 3d day of October, 1902.

Notary Public.

7 - 119.

DEPARTMENT OF THE INTERIOR,
COMMISSION TO THE FIVE CIVILIZED TRIBES.

---o---

In the matter of the application for the enrollment of Elizabeth Spain as a citizen by intermarriage of the Choctaw Nation.

-- -- -- -- -- -- -- --

D E C I S I O N

--:o:--

It appears from the record herein that Elizabeth Spain, on February 28, 1876, was married in accordance with the laws, customs and usages of the Choctaw Nation to Thomas G. Spain, a recognized and enrolled citizen by blood of the Choctaw Nation, whose name appears as No. 237 upon the lists prepared by this Commission under the Act of Congress approved July 1, 1902, (32 Stats., 641) of persons entitled to enrollment as citizens by blood of the Choctaw Nation, and approved by the Secretary of the Interior on December 12, 1902, and that said parties have lived together continuously in Indian Territory as husband and wife from the date of said marriage up to and including September 25, 1902.

It further appears from the records in the possession of the Commission that on September 8, 1896, in a case entitled "Mrs. M. E. Spain vs. Choctaw Nation," 1896 Choctaw Citizenship Docket, Case No. 823, application was made to the Commission under the provisions of the Act of Congress approved June 10, 1896, (29 Stats., 321) for admission of the applicant herein to citizenship in the Choctaw Nation by reason of her marriage to the said Thomas G. Spain; that on December 4, 1896, the applicant herein was admitted to citizenship in the Choctaw Nation by this Commission, and that no appeal was taken from said decision.

It is, therefore, the opinion of this Commission that Elizabeth Spain should be enrolled as a citizen by intermarriage of the Choctaw Nation under the provisions of the Acts of Congress approved June 28, 1898, (30 Stats., 495) and July 1, 1902, (32 Stats., 641), and it is so ordered.

COMMISSION TO THE FIVE CIVILIZED TRIBES.

Chairman.

COMMISSIONER.

COMMISSIONER.

COMMISSIONER.

Muskogee, Indian Territory,

APR 20 1903

[illegible]

Choc[illegible] 11

[illegible]

Elizabe[illegible],

[illegible]risburg, Indian [illegible].

Dear [illegible]:

Inclosed herewith you will find a copy of the decision of the Com[illegible], [illegible] April [illegible], [illegible], granting your application for enrollment as a citizen by intermarriage of the Choctaw Nation.

The attorneys for the Choctaw and Chickasaw Nations have been furnished a copy of this decision and have been allowed fifteen days from this date within which to file protest against the action of the Commission in enrolling you as a citizen of the Choctaw Nation. If at the expiration of that time, no protest has been filed, your name will be placed upon the final rolls of the citizens of the Choctaw Nation to be submitted to the Secretary of the Interior for his approval.

Respectfully,

(SIGNED)

[illegible]

Chairman.

Registered.

Enc. I.B.S. 36

[illegible]

[illegible]

[illegible]

Mr. [illegible] McMurray & Cornish

Attorneys for the Choctaw and Chickasaw Nations,

South McAlester, Indian Territory.

Gentlemen:

In [illegible] of the [illegible] of the [illegible] of Elizabeth [illegible] of the Choctaw [illegible]

You are hereby advised that [illegible] fifteen days from this date within which [illegible] the notice of the Commission in enrolling the applicant herein as a citizen of the Choctaw Nation. If at the expiration of that time [illegible] has been filed, the case of the applicant will be placed upon the final rolls of the citizens of the Choctaw Nation to be submitted to the Secretary of the Interior for his approval.

Respectfully,

[illegible]

[illegible]

Chairman.

Registered.

Dec. [illegible], 36

Choctaw

IN RE

Application for Enrollment of

INFANT CHILD

[illegible]

is a citizen of the

[illegible] Nation

Approved [illegible] 1900.

[illegible] Commissioner.

DEPARTMENT OF THE INTERIOR,
COMMISSION TO THE FIVE CIVILIZED TRIBES.
FILED
DEC 15 1900

[illegible] ACTING CHAIRMAN.

Choctaw
119

DEPARTMENT OF THE INTERIOR.

COMMISSION TO THE FIVE CIVILIZED TRIBES.

IN RE Application for Enrollment, as a citizen of the Choctaw Nation, of Willie Lee Spain (Here insert name of child), born on the 4 day of June, 1900

Name of Father: Thomas G. Spain, a citizen of the Choctaw Nation.

Name of Mother: Elizabeth S. Spain, a citizen of the Choctaw Nation.

Post-office, Harrisburg I.T.

AFFIDAVIT OF MOTHER.

UNITED STATES OF AMERICA,
INDIAN TERRITORY
Southern District.

I, Elizabeth S. Spain, on oath state that I am 43 years of age and a citizen, by Inter-marriage, of the Choctaw Nation; that I am the lawful wife of Thomas G. Spain, who is a citizen, by blood, of the Choctaw Nation; that a male (male or female) child was born to me on the 4 day of June 1900; that said child has been named Willie Lee Spain, and is now living.

E L Spain

WITNESSES TO MARK:

(Must be Two Witnesses.) E H Bond
J T Little

Subscribed and sworn to before me this 10 *day of* December 1900

Harry F. Gilbert
NOTARY PUBLIC

AFFIDAVIT OF ATTENDING PHYSICIAN, OR MIDWIFE.

UNITED STATES OF AMERICA,
INDIAN TERRITORY.
Southern District.

I, J. T. Wharton, a Physician, on oath state that I attended on Mrs. Elizabeth L Spain, wife of Thomas G Spain, on the 4 day of June, 1900; that there was born to her on said date a male (male or female) child; that said child is now living and is said to have been named Willie Lee Spain

J. T. Wharton M.D.

WITNESSES TO MARK:

(Must be Two Witnesses.) E H Bond
J T Little

Subscribed and sworn to before me this 10 *day of* December 1900

Harry F. Gilbert
NOTARY PUBLIC.

7-111

Department of the Interior,
Commission to the Five Civilized Tribes,
Muskogee, Indian Territory, November 14th, 1901.

In the matter of the death of David B. Spain. Maggie Spain being first duly sworn, testified as follows:

By the Commission.

Q What is your name? A Maggie Spain.
Q How old are you? A Seventeen.
Q What is your post-office address? A Ryan, Indian Territory
Q Are you acquainted with David B. Spain? A Yes sir.
Q Is he any relation to you? A He was my husband.
Q Is he living? A No sir.
Q Where did he die? A Woolsey, Indian Territory.
Q When did he die? A The 15th of June.
Q What year? A 1900.
Q Were you present when he died? A No sir.
Q Did you see him buried? A Yes sir.
Q Where is he buried. A Buried at Weavers Chapel I believe it was.
Q Where is that? A Ten miles from Woolsey.

Myra Young, having been first duly sworn, states that as stenographer to the Commission to the Five Civilized Tribes, she reported in full all proceedings had in the above entitled cause on the 14th day of November, 1901, and that the above and foregoing is a full, true and correct transcript of her stenographic nnotes of said proceedings on said date.

Myra Young

Subscribed and sworn to before me this 15th day of November, 1901.

Acting Chairman.

BEFORE THE COMMISSION TO THE FIVE CIVILIZED TRIBES.

In the matter of the application for the enrollment of Elizabeth Spain as a citizen by intermarriage of the Choctaw Nation, Choctaw Field No. 119.

- - - - - - -

We hereby request on behalf of the Choctaw and Chickasaw Nations, that no further action be taken in connection with allotment of land to this person until final decision by the Choctaw and Chickasaw Citizenship Court in the case of Preston Early, et al., vs. Choctaw and Chickasaw Nations, No. 64 on the South McAlester Docket, in which the said court will decide the question of the citizenship rights by intermarriage, if any, of those white persons who intermarried with citizens by blood of the Choctaw Nation not in accordance with the tribal laws, which question is involved in the case to which this communication refers.

This request is filed under authority granted by the Honorable Secretary of the Interior in his communication to the Commission to the Five Civilized Tribes upon the subject, dated November 18, 1903.

Attorneys for the Choctaw & Chickasaw Nations.

January 23, 1904.

Choctaw-119.

In the matter of the enrollment of Elizabeth Spain as a citizen by intermarriage of the Choctaw Nation.

Protest overruled by Department March 31 01

COMMISSION TO THE FIVE CIVILIZED TRIBES.
FILED
FEB -6 1904

CHAIRMAN.

Choctaw-119.

Muskogee, Indian Territory, February 6, 1904

Mrs. Elizabeth Spain,

Harrisburg, Indian Territory.

Dear Madam:

You are hereby notified that under direction of the Secretary of the Interior of November 18, 1903, and upon a protest filed with the Commission by the attorneys for the Choctaw and Chickasaw Nations, dated January 23, 1904, no further action will be taken in connection with the allotment of lands of the Choctaw-Chickasaw Nations to you until the Commission is further instructed by the Secretary of the Interior.

Respectfully,

Commissioner in Charge.

7-119

Muskogee, Indian Territory, January 24, 1905.

Mrs. Mattie Spain,

Harrisburg, Indian Territory.

Dear Sir:

Receipt is hereby acknowledged of your letter of January 12, 1905, stating that you were married in 1902, to T. M. Spain, a citizen by blood of the Choctaw Nation and you wish to be informed if you cannot be enrolled as an intermarried citizen.

In reply to your letter you are informed that it does not appear from our records that application has been made to this Commission by you or on your behalf for enrollment as an intermarried citizen of the Choctaw Nation, and under the provisions of the act of Congress approved July 1, 1902, the Commission is now without authority to receive or consider original applications in the Choctaw and Chickasaw Nations.

Respectfully,

Chairman.

120

Ben Freeny et al Granted

Choc

DEPARTMENT OF THE INTERIOR,

COMMISSION TO THE FIVE CIVILIZED TRIBES.

The record in the matter of the application for the enrollment as a citizen by intermarriage of the Choctaw Nation of--

ERA FREENY, 7-120.

7-120

DEPARTMENT OF THE INTERIOR,
COMMISSION TO THE FIVE CIVILIZED TRIBES.
Chickasha, Indian Territory, October 17, 1902.

In the matter of the application for enrollment of Era Freeny as a citizen by intermarriage of the Choctaw Nation.

Ben Freeny, being first duly sworn, testified as follows:

Examination by the Commission.

Q What is your name? A Ben Freeny.
Q How old are you? A Forty-one.
Q What is your postoffice address? A Purcell.
Q You are a citizen by blood of the Choctaw Nation? A Yes sir.
Q Always been recognized as such by the tribal authorities? A Yes sir.
Q You are the husband of Era Freeny? A Yes sir.
Q She is a white woman? A Yes sir.
Q She is an applicant for enrollment as a citizen by intermarriage of the Choctaw Nation? A Yes sir.
Q When was you first married to this woman? A Six years ago this September.
Q Were you ever married before you married her? A No sir.
Q Was she ever married before she married you? A Yes sir.
Q To whom was she married? A A man by the name of Holt.
Q Was he dead when you married her? A Not that I know of.
Q Was she divorced from you? A Yes sir.
Q There was no legal obstruction to your marriage at the time you married her? A No sir.
Q At the time of your marriage you and this woman were both actual residents of the Chickasaw Nation? A Yes sir.
Q Did you obtain a Chickasaw license to marry her? A Yes sir.
Q From whom did you obtain that license? A I got the license from Reuben Carney.
Q Who married you? A I forget the preacher's name.
Q How much did you pay for the license? A Fifty dollars.
Q Since that marriage have you and this woman lived together continuously as man and wife? A Yes sir,couldn't get shed of her.
Q Been no separation,desertion or divorce? A No sir.
Q You and this woman are now living together as man and wife? A Yes sir.
Q And you have been actual,bona fide residents of the Chickasaw Nation for the past six years? A Yes sir.

Ira S. Miles,being first duly sworn,states that as stenographer the Commission to the Five Civilized Tribes he reported in full

all proceedings had in the above entitled cause, heard at Chickasha, Indian Territory, October 17, 1902, and that the above and foregoing is a full, true and correct transcript of his stenographic notes taken in said proceedings on said date.

Subscribed and sworn to before me this the 24 day of October, 1902.

Notary Public.

DEPARTMENT OF THE INTERIOR,
COMMISSION TO THE FIVE CIVILIZED TRIBES

FILED

APR 4 1903

CHAIRMAN

7-120

Office of the County Judge
Pontotoc County Chickasaw Nation

Be it remembered that I R Carney County and Probate Judge of the above named County and Nation do this day by virtue of the authority of Law in me vested by the Laws of the Chickasaw Nation grant this my special license of good and reliable character recommending Miss Eia Holt a United States citizen to marry Mr. Ben Fleming a Chickasaw by blood residing in Pontotoc County Chickasaw Nation and issue this marriage license to Miss Eia Holt to marry Mr. Ben Fleming in accordance with the existing laws of the said Nation

Witness my hand this the 16 day of Sept A. D 1896

Attest
George Colbert
County Clerk.

R Carney
County & Probate Judge
Pontotoc county Chickasaw Nation

Recorded this the 14 day of Oct A. D. 1896
George Colbert, County & Probate Clk
Pontotoc county Chickasaw Nation

Marriage certificate.

This is to certify that I D A Nunn a Minister of the Gospel did duly and according to law as commanded in the foregoing license solemnize the rite and publish the bands of matrimony between the parties therein named

Witness my hand this the 20th day of A. D. 189.

D A. Nunn
M. G.

CORRECTION

THIS DOCUMENT HAS BEEN REPHOTOGRAPHED TO ASSURE LEGIBILITY

Marriage certificate.

This is to certify that I D A Munn a Minister of the Gospel did duly and according to law as commanded in the foregoing license solemnize the rite and publish the bands of matrimony between the parties therein named

Witness my hand this the 20th day of A. D. 189.

D. A. Munn

M. G.

D64

7 - 120.

DEPARTMENT OF THE INTERIOR,
COMMISSION TO THE FIVE CIVILIZED TRIBES.

In the matter of the application for the enrollment of Era Freeny as a citizen by intermarriage of the Choctaw Nation.

DECISION.

It appears from the record herein that Era Freeny, (formerly Holt) was on September 20, 1896, married in accordance with the laws, customs and usages of the Chickasaw Nation to Ben Freeny, a recognized and enrolled citizen by blood of the Choctaw Nation, whose name appears as No. 245 upon the lists prepared by this Commission under the act of Congress approved July 1, 1902, (32 Stat., 641) of persons entitled to enrollment as citizens by blood of the Choctaw Nation and approved by the Secretary of the Interior December 12, 1902; that at the time of said marriage both persons above mentioned were residents in good faith of the Chickasaw Nation and that they lived together continuously in Indian Territory as husband and wife from the date of said marriage up to and including September 25, 1902.

It is, therefore, the opinion of this Commission that Era Freeny should be enrolled as a citizen by intermarriage of the Choctaw Nation, in accordance with the provisions of the acts of Congress approved June 28, 1898, (30 Stat., 495) and July 1, 1902, (32 Stat., 641), and it is so ordered.

COMMISSION TO THE FIVE CIVILIZED TRIBES.

Chairman.

Commissioner.

C. R. Breckinridge
Commissioner.

W. E. Hunter
Commissioner.

Muskogee, Indian Territory,
DEC 2 1902

Choctaw 120

Muskogee, Indian Territory, December 2, 1903.

Era Freeny,

Purcell, Indian Territory.

Dear Madam:

Enclosed herewith you will find a copy of the decision of the Commission to the Five Civilized Tribes, rendered December 2, 1903, granting your application for enrollment as a citizen by intermarriage of the Choctaw Nation.

The attorneys for the Choctaw and Chickasaw Nations have been furnished a copy of this decision and have been allowed fifteen days from this date in which to file protest against the action of the Commission in enrolling you as a citizen of the Choctaw Nation. If at the expiration of that time no protest has been filed, your name will be placed upon the final rolls of the citizens of the Choctaw Nation to be submitted to the Secretary of the Interior for his approval.

Respectfully,

(SIGNED)

Tams Bixby

Chairman.

Registered.

Enc. 7-120.

COPY.

COPY.

Choctaw 120.

Muskogee, Indian Territory, December 2, 1903.

Johnson & Carter,

Attorneys at Law,

Purcell, Indian Territory.

Gentlemen:

You are hereby notified that the Commission to the Five Civilized Tribes rendered a decision, dated December 2, 1903, granting the application of Era Freeny for enrollment as a citizen by intermarriage of the Choctaw Nation.

The attorneys for the Choctaw and Chickasaw Nations have been furnished a copy of this decision and have been allowed fifteen days from the date hereof in which to file protest against the action of the Commission in enrolling said Era Freeny as a citizen of the Choctaw Nation. If at the expiration of that time no protest has been filed, her name will be placed upon the final rolls of the citizens of the Choctaw Nation to be forwarded to the Secretary of the Interior for his approval.

Respectfully,

SIGNED

Tams Bixby.

Registered.

Chairman.

Choctaw 120

Muskogee, Indian Territory, December 2, 1903.

Holding & Bailey,

Attorneys at Law,

Chickasha, Indian Territory.

Gentlemen:

You are hereby notified that the Commission to the Five Civilized Tribes rendered a decision, dated December 2, 1903, granting the application of Era Freeny for enrollment as a citizen by intermarriage of the Choctaw Nation.

The attorneys for the Choctaw and Chickasaw Nations have been furnished a copy of this decision and have been allowed fifteen days from the date hereof in which to file protest against the action of the Commission in enrolling said Era Freeny as a citizen of the Choctaw Nation. If at the expiration of that time no protest has been filed, her name will be placed upon the final rolls of the citizens of the Choctaw Nation to be submitted to the Secretary of the Interior for his approval.

Respectfully,

(SIGNED)

Tams Bixby.

Chairman.

Registered.

Y. Choctaw 120.

Muskogee, Indian Territory, December 2, 1903.

Mansfield, McMurray & Cornish,

Attorneys for Choctaw and Chickasaw Nations,

South McAlester, Indian Territory.

Gentlemen:

Enclosed herewith you will find a copy of the decision of the Commission, rendered December 2, 1903, granting the application of Era Freeny for enrollment as a citizen by intermarriage of the Choctaw Nation.

You are hereby advised that you will be allowed fifteen days from the date hereof in which to file protest against the action of the Commission in enrolling said Era Freeny as a citizen of the Choctaw Nation. If at the expiration of that time no protest has been filed, her name will be placed upon the final rolls of the citizens of the Choctaw Nation to be submitted to the Secretary of the Interior for his approval.

Respectfully,

(SIGNED)

Tams Bixby.

Chairman.

Registered.

Enc. 7-120.

Application of
Fr. Infant Son of
B. F. Freeny & Eva Freeny
for Enrollment in the
Choctaw Nation

FILED

OCT 25 1897

Approved

Indian Territory,

SS. Affidavit.

Southern District,

Before me a Notary Public in & for the Southern District of the Indian Territory, personally appeared Ben. F. Freeney, who after being by me duly sworn states that he is 34 years of age, a Choctaw Indian by blood a resident of Pontotoc County Chickasaw Nation, that he & his wife Era. had born to them in lawful wedlock a Son on the 9th day of Sept 1897. named Robert. that him self & family are on the rolls of the Choctaw Nation, that our Son Robert. is not on any of the rolls of the Choctaw Nation, Wherefore we pray that our Son Robert. be added to the rolls of the Choctaw Nation,

[signature]

Subscribed & Sworn to before me this 16th day of Oct 1897.
& I herby certify that I am well acquainted with the said B... F...
& know him to be a person of Credibility, of truth, & veracity.

[signature]

Notary Public Southern District, Ind.Ter.

Indian Territory,

SS. Affidavit.

Southern District,

Before me a Notary Public in & for the Southern District of the Indian Territory, personally appeared Rev. Lyons. who after being by me duly sworn states that he is [illegible] years of age. a citizen of the Chickasaw Nation, & a resident of Pontotoc County Chickasaw Nation, that he is well acquainted with Rev. F. Freeney, who is a Choctaw Indian by blood, also his wife Mrs. who is a citizen of the Choctaw Nation by marriage, that they had born to them in lawful wedlock on the 9th. day of Sept 1897. a Son. named Robert.

[illegible]

Subscribed & Sworn to before me this [illegible] day of Oct 1897.

[illegible]

Notary Public Southern District I.T.

IN RE

Application for Enrollment of

INFANT CHILD.

Lonnie Clay Finney

As a citizen of the

Choctaw Nation.

Approved MAY 24 1900

Commissioner.

FILED
MAR 21 1900
COMMISSION TO FIVE TRIBES.

Choc.
120

80

Department of the Interior,

COMMISSION TO THE FIVE CIVILIZED TRIBES.

IN RE Application for Enrollment, as a citizen of the Choctaw Nation, of Lonnie Clay Freeny, born on the 4th day of March, 1900.

Name of father: B. F. Freeny, a citizen of the Choctaw Nation.

Name of mother: Era Freeny, a citizen of the Choctaw Nation.

Post Office: Purcell I.T.

AFFIDAVIT OF MOTHER.

UNITED STATES OF AMERICA, INDIAN TERRITORY, Southern District.

I, Era Freeny, on oath, state that I am 21 years of age and a citizen, by Intermarriage, of the Choctaw Nation; that I am the lawful wife of B. F. Freeny who is a citizen, by blood, of the Choctaw Nation; that a Male child was born to me on the 4th day of March, 1900; that said child has been named Lonnie Clay Freeny, and is now living.

Era Freeny

Subscribed and sworn to before me this 17 day of March, 1900.

Samuel B. Douglas
Notary Public.

AFFIDAVIT OF ATTENDING PHYSICIAN, OR MIDWIFE.

UNITED STATES OF AMERICA, INDIAN TERRITORY, Southern District.

I, A. A. Dunn, a Physician, on oath, state that I attended on Mrs. Era Freeny, wife of B. F. Freeny on the 4th day of March, 1900; that there was born to her on said date a male child; that said child is now living and is said to have been named Lonnie Clay Freeny.

A. A. Dunn M.D.

Subscribed and sworn to before me this 17 day of March, 1900.

Samuel B. Douglas
Notary Public.

INDEXED

CHOCTAW.

20

IN RE

Application for Enrollment of

INFANT CHILD

Robert Freeney

as a citizen of

Choctaw Nation.

Approved NOV 11 1902 190

Commissioner.

DEPARTMENT OF THE INTERIOR,
COMMISSION TO THE FIVE CIVILIZED TRIBES
FILED
NOV 11 1902

ACTING CHAIRMAN.

CHOCTAW.

170

BIRTH AFFIDAVIT. 20

DEPARTMENT OF THE INTERIOR,

COMMISSION TO THE FIVE CIVILIZED TRIBES.

IN RE Application for Enrollment, as a citizen of the Choctaw Nation,
of Robert Freeny, born on the 9th day of August, 1897.
Name of Father B. F. Freeny, a citizen of the Choctaw Nation.
Name of Mother Era Freeny, a citizen of the Choctaw Nation.
Post-office Purcell I. T.

AFFIDAVIT OF MOTHER.

UNITED STATES OF AMERICA, }
INDIAN TERRITORY
Southern District }

I, Era Freeny, on oath state that I am
years of age and a citizen, by intermarriage of the Choctaw Nation;
that I am the lawful wife of B. F. Freeny, who is a citizen, by
blood, of the Choctaw Nation; that a male child was
born to me on 9th day of August 1897; that said child has been
named Robert Freeny, and is now living.

Era Freeny. X

WITNESSES TO MARK.

(Must be Two Witnesses) }
Edna O. Asbury.

Subscribed and sworn to before me this 13th day of September 1902.

Dorsey Carter
NOTARY PUBLIC

AFFIDAVIT OF ATTENDING PHYSICIAN, OR MIDWIFE.

UNITED STATES OF AMERICA, }
INDIAN TERRITORY.
Southern, District, }

I, Edna O. Asbury, a midwife on oath state that I
attended on Mrs. Era Freeny, wife of B. F. Freeny
on the 9th day of August, 1897, that there was born to her on
said date a male child; that said child is now living and is said to have been
named Robert Freeny

X Edna O Asbury X

WITNESSES TO MARK:

(Must be Two) }
Edna O. Asbury.

Subscribed and sworn to before me this 13th day of September 1902

Dorsey Carter
NOTARY PUBLIC.

121 Joe A. Camp et al

DEPARTMENT OF THE INTERIOR,

COMMISSION TO THE FIVE CIVILIZED TRIBES.

---o---

The record herein is in the matter of the application for the enrollment as a citizen by intermarriage of the Choctaw Nation of

A L L I E C A M P, 7 - 121.

:: :: :: :: :: :: :: ::

Department of the Interior
Commission to the Five Civilized Tribes
Pauls Valley, I.T. October 22, 1902.

Choctaw No.

In the matter of the application for enrollment as a citizen by intermarriage of the Choctaw Nation of Allie Camp.

Josey A. Camp called, first duly sworn testified as follows:

Examination by the Commission.

Q What is your name? A Joseph A. Camp.
Q How old are you? A Thirty-one.
Q What is your post office address? A Paola, I.T.
Q You are a citizen by blood of the Choctaw Nation? A Yes, sir.
Q Always been recognized? A Yes, sir.
Q Rights have never been questioned? A No, sir.
Q Participated in all payments made to the tribe? A Yes, sir.
Q Your wife is a white woman? A Yes, sir.
Q What is her name? A Allie Wallace.
Q Where did you marry her? A In the Chickasaw Nation.
Q When? A '92.
Q How long prior to your marriage had she been living in the Chickasaw Nation? A I don't know exactly, something like four years.
Q Did you marry in accordance with the tribal laws of the Chickasaw Nation? A Yes, sir.
Q Obtain a tribal license? A Yes, sir.
Q How much did you pay for that license? A Fifty dollars.
Q Married you say in '92? A Yes, sir.
Q Since your marriage to this woman have you lived with her continuously? A Yes, sir.
Q There has been no separation, desertion or divorce? A No, sir.
Q You and this woman are now actual bonafide residents of the Chickasaw Nation? A Yes, sir.

G. Rosenwinkel being duly sworn on his oath states that as stenographer to the Commission to the Five Civilized Tribes he reported in full all the proceedings had in the above entitled cause on October 22, 1902, and that the above and foregoing is a full, true and correct transcript of his stenographic notes in said cause on said date.

G Rosenwinkel

Subscribed and sworn to before me this 20 day of November 1902.

Chas. McKennon Notary Public.

Chickasaw Nation, County of Pickens,

To any Judge of the County or District Court, Ordained Minister of the Gospel in and for said County of Pickens—GREETING.

You are hereby Authorized to Solemnize the

RITES OF MATRIMONY

Between Mr. Joe Camp and Miss Allice Wallace

and make due Return to the Judge of the County Court within Thirty Days thereafter certifying your action under this License.

Witness my Official Signature and Seal of Office, Pickens County Court-House this 8th day of Oct 1892

By Deputy R. B. Willis Judge County Court Pickens County

I, A. P. L. Hunkapiller hereby certify that on the 26th day of Oct A. D. 1892, I united in marriage Mr. Joe Camp and Miss Allice Wallace the parties above named.

Witness my hand this 26th day of Oct 1892.

A. P. L. Hunkapiller

Filed for Record 26th day Oct 1892, Recorded 27th day of Oct. 1892

J. O. Sewis Clerk

DEPARTMENT OF THE INTERIOR
COMMISSION TO THE FIVE CIVILIZED
FILED
MAR 25 19[illegible]

E. L. Massey being duly Sworn deposes and Says. My name is E. L. Massey I am Fifty Years old. and by occupation a Minister of the Gospel. I have Known Rev A. B. L. Hemkapiller Since 1884 He is an ordained Minister of the Gospel and has been Since November 1885 Was ordained by Bishop Jno. C. Granberry in the town of Monticello State of Arkansas. the above named ~~Year~~ Month and Year as appears by the Journal of the Arkansas conference ~~as well as~~ Now in my possession. as well as from my own recolection of the Matter. He has been in the Continuous exercise of the ministerial function of his office and is to day Presiding Elder of the McAlister District Indian Mission Conference of the M. E. Church South.

E. L. Massey

Sworn and Subscribed to before me this March 14th 1903.

Geo C McCullough
Notary Public

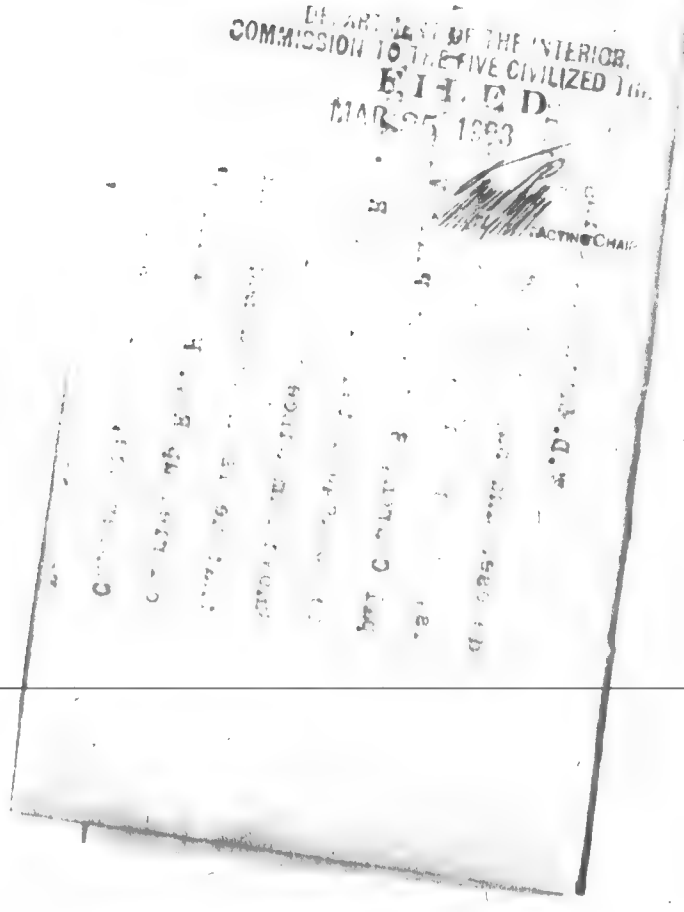
United States of America, :
Indian Territory, : ss.
Southern District. :

W.D.Matthews, being first duly sworn on oath deposes and says that he is a minister of the Gospel, and is now stationed at Paul's Valley, in charge of the Methodist Episcopal Church, South at Paul's Valley, Indian Territory; that he was acquainted with the Rev. A.B.L.Hunkapiller, and has known him since the fall of 1895; that he personally knows that he is an ordained minister of the Gospel; that he carried up Rev. Hunkapiller's recommendation to the Arkansas Conference, which was held at Van Buren, Arkansas, November 1901, for Deacon's orders in the ministry of said Church, and that at the ordination in November 26th, of said year, he was ordained by Bishop John C.Granberry, and was thereby authorized by the laws and usages of said Church to perform a marriage ceremony; that he personally knows that since that time he has been a minister of the Gospel in said church, and is such at the present time, and that he is, at the present time Presiding Elder of the McAlester Indian Missio Conference of the M.E.Church, South.

W.D.Matthews

Subscribed and sworn to before me this the 20th day of March, 1903.

Notary Public.



DEPARTMENT OF THE INTERIOR.
COMMISSION TO THE FIVE CIVILIZED TRIBES.
FILED
MAR 25 1893
ACTING CHAIR

DEPARTMENT OF THE INTERIOR,
COMMISSION TO THE FIVE CIVILIZED TRIBES.
FILED
AUG 19 1903
[illegible] CHAIRMAN.

United States of America,
The Indian Territory,
Southern Judicial District. S.S.

On this day personally appeared before me the undersigned authority, J.A.Camp, personally well known to me to be the person he represents himself to be and being first duly sworn on his oath deposes and states that he is acquainted with Allie Camp who resides near the town of Paoli in the Chickasaw Nation Indian Territory; that the said Allie Camp is the wife of affiant, that they were married on the 26th, day of October, ~~1892~~ 1892 near ~~Fort Arbuckle~~ Oakland in the Chickasaw Nation Indian Territory; that at the time of the said marriage this affiant was a resident of the Chickasaw Nation Indian Territory and resided near Fort Arbuckle in said Chickasaw Nation Indian Territory; that he was born in the Chickasaw Nation Indian Territory and has resided in said Nation and Territory all his life.

J.A. Camp

Subscribed and sworn to before me this the 5th, day of August,1903.

E.A. McCord
Notary Public, So. Dist. I.T.

DEPARTMENT OF THE INTERIOR,
COMMISSION TO THE FIVE CIVILIZED TRIBES.
FILED
AUG 1 0 1903
[illegible] CHAIRMAN.

7-121

United States of America, :
:
The Indian Territory, : ss.
:
Southern Judicial District. :

On this day personally appeared before me the undersigned authority, Calvin J.Grant, personally well known to me to be the person, whom he represents himself to be and after being first duly sworn on his oath deposes and saith as follows:

I am personally well acquainted with Joe A. Camp and Allie Camp, wife of the said Joe A.Camp; they now reside near the town of Paoli, in the Chickasaw Nation Indian Territy I know Joe A.Camp before he was married toAllie Camp; I also knew him at the time of the said marriage, October,26th,1892; At the said time and all his life before then he resided in the Chickasaw Nation Indian Territory and he has continuously resided here since the said date.

C.J.Grant

Subscribed and sworn to before me this the 8th, day of August,1903.

W.H.Grant

Notary Public S.Dist. I.T.

DEPARTMENT OF THE [illegible]
[illegible]
FILED
SEP [illegible] 1993

State of Ind. Ter.
Southern Judicial District } This is
to certify that we the undersigned
Allie Camp and J. A. Camp
of Oaoli I.T. who never married
prior to our marriage to one
another. we hereby do certify this
the 1st day of September. 1903.

Allie Camp

J. A. Camp

State of Ind Ter.
Southern Judicial District }
Subscribed and sworn to before
me this the 1st day of Sept. 1903.

E. A. McCord
notary Public

My Commission Expires March. 1st 1905

DEPARTMENT OF THE INTERIOR,
COMMISSION TO THE FIVE CIVILIZED TRIBES

FILED

OCT 1 1903

CHAIRMAN.

1.

Paoli I.T. Oct. 14th 1903

This is to certify, that at the time of my marriage to Allie Camp I resided, near old Ft Arbuckle in the Chickasaw Nation. In fact I was born and raised there, and since our marriage, I have resided near Paoli I. T. where I saw, now living, and we are residing together. I hereby so certify this the 14th day of October 1903.

J. A. Camp

State of Ind. Ter.
Southern District } Subscribed and sworn to before me this the 14th day of October 1903.

E. H. McLoud
Notary Public
My Commission Expires Mch. 1st 1905

C.N.
Dec.

7 - 121.

DEPARTMENT OF THE INTERIOR,
COMMISSION TO THE FIVE CIVILIZED TRIBES.

---o---

In the matter of the application for the enrollment of Allie Camp as a citizen by intermarriage of the Choctaw Nation.

-- -- -- -- -- -- -- --

D E C I S I O N.

-:o:-

It appears from the record herein that on October 26, 1892, Allie Camp (nee Wallace) was married in accordance with the laws, customs and usages of the Chickasaw Nation to Joe A. Camp, a recognized and enrolled citizen by blood of the Choctaw Nation, whose name appears as number 247 upon the lists prepared by this Commission under the act of Congress approved July 1, 1902 (32 Stat., 641), of persons entitled to enrollment as citizens by blood of the Choctaw Nation, and approved by the Secretary of the Interior on December 12, 1902; that at the time of said marriage both persons above mentioned were residents in good faith of the Chickasaw Nation, and that they have lived together continuously in said Nation as husband and wife from the date of said marriage up to and including September 25, 1902.

It is, therefore, the opinion of this Commission that Allie Camp should be enrolled as a citizen by intermarriage of the Choctaw Nation, in accordance with the provisions of the acts of Congress approved June 28, 1898 (30 Stat., 495), and July 1, 1902 (32 Stat., 641), and it is so ordered.

COMMISSION TO THE FIVE CIVILIZED TRIBES.

Chairman.

Commissioner.

Commissioner.

Commissioner.

Muskogee, Indian Territory,

MAR 2 1904

Choctaw No. 121

Muskogee, Indian Territory, March 2, 1904.

Allie Camp,

Paoli, Indian Territory.

Dear Madam:

Enclosed herewith you will find a copy of the decision of the Commission, rendered March 2, 1904, granting your application for enrollment as a citizen by intermarriage of the Choctaw Nation.

The attorneys for the Choctaw and Chickasaw Nations have been furnished a copy of this decision and have been allowed fifteen days from the date hereof within which to file protest against the action of the Commission in enrolling you as a citizen of the Choctaw Nation. If at the expiration of that time no protest has been filed your name will be placed upon the final rolls of the citizens of the Choctaw Nation to be submitted to the Secretary of the Interior for his approval.

Respectfully,

T. B. Needles.

Commissioner in Charge.

Registered.
Enc. 7-121

Choctaw No. 121

Muskogee, Indian Territory, March 2, 1904.

Mansfield, McMurray & Cornish,

Attorneys for the Choctaw and Chickasaw Nations,

South McAlester, Indian Territory.

Gentlemen:

Enclosed herewith you will find a copy of the decision of the Commission, rendered March 2, 1904, granting the application of Allie Camp for enrollment as a citizen by intermarriage of the Choctaw Nation.

You are hereby advised that you will be allowed fifteen days from the date hereof within which to file protest against the action of the Commission in enrolling said Allie Camp as a citizen of the Choctaw Nation. If at the expiration of that time no protest has been filed her name will be placed upon the final rolls of the citizens of the Choctaw Nation to be submitted to the Secretary of the Interior for his approval.

Respectfully,

Commissioner in Charge.

Registered.
Enc. 9-121

INDEXED

IN RE

Application for Enrollment of

INFANT CHILD

Hover Camp

as a citizen of the

Choctaw Nation.

Approved ____ 190

[illegible]

Commissioner.

COMMISSION TO

FILED

OCT [illegible] 1902

[illegible] ALTING C[illegible]

CHOCTAW.

121

BIRTH AFFIDAVIT.

DEPARTMENT OF THE INTERIOR.

COMMISSION TO THE FIVE CIVILIZED TRIBES.

IN RE APPLICATION FOR ENROLLMENT, as a citizen of the Choctaw Nation,
of Hoover Camp, born on the 21st day of November, 1894
(Here insert name of child)
Name of Father: Joe A. Camp, a citizen of the Choctaw Nation.
Name of Mother: Allie Camp, a citizen of the Choctaw Nation.
Post-Office: Tuttle I. T.

AFFIDAVIT OF MOTHER.

UNITED STATES OF AMERICA,
INDIAN TERRITORY,
Southern District.

I, Allie Camp, on oath state that I am 31 years of age and a citizen, by Intermarriage, of the Choctaw Nation; that I am the lawful wife of Joe A. Camp, who is a citizen, by Blood, of the Choctaw Nation, that a Male child was born to me on the 21st day of November 1894, that said child has been named Hoover Camp, and is now living.

Allie Camp

WITNESSES TO MARK:
(Must be Two Witnesses)
Geo. C. McCullough
Thos. Patrick

Subscribed and sworn to before me this 23rd day of Oct 1902.

Geo. C. McCullough
Notary Public.

AFFIDAVIT OF ATTENDING PHYSICIAN, OR MIDWIFE.

UNITED STATES OF AMERICA,
INDIAN TERRITORY,
Southern District.

I, D.H. Hoover, a Physician, on oath state that I attended on Mrs. Allie Camp, wife of Joe A. Camp, on the 21st day of November 1894, that there was born to her on said date a Male child; that said child is now living and is said to have been named Hoover Camp.

D.H. Hoover

WITNESSES TO MARK:
(Must be Two Witnesses)
J.R. Green
J.S. Ingram

Subscribed and sworn to before me this 25 day of October 1902.

C.C. Caldwell
Notary Public.

Eight sisters & brothers of family of
Ill. Camp but have been [illegible]

Lottie May Camp
Born Oct 30th 18[illegible]
Died June 17th 1[illegible]

[illegible] Camp
Born Nov 21st 1[illegible] (Still Living)

Carrie Camp
Born July 8th 1896
Died March [illegible] 5th 1897

Joe A Camp Jr
Born Jan 7th 1898 (Still Living)

Mary Camp
Born Jan 7th 1901
Died May 21st 1902

CHOCTAW.
3120

IN RE

Application for Enrollment of

INFANT CHILD

Mary Rhoda Camp

as a citizen of

Cherokee Nation.

Approved, JUN -4 1901 190

Commissioner.

DEPARTMENT OF THE INTERIOR,
COMMISSION TO THE FIVE CIVILIZED TRIBES.
FILED
JUN 4 1901

ACTING CHAIRMAN

CHOCTAW.
121

BIRTH AFFIDAVIT. 20

DEPARTMENT OF THE INTERIOR,

COMMISSION TO THE FIVE CIVILIZED TRIBES.

IN RE Application for Enrollment, as a citizen of the Choctaw Nation,
of Mary Rhoda Camp, born on the 7th day of Jan, 1901
(Here insert name of child)
Name of Father: Joe A. Camp, a citizen of the Choctaw Nation.
Name of Mother: Allie Camp, a citizen of the Choctaw Nation.
Post-office. Paoli I. T.

AFFIDAVIT OF MOTHER.

UNITED STATES OF AMERICA, INDIAN TERRITORY, Southern District.

I, Allie Camp, on oath state that I am 30 years of age and a citizen, by marriage, of the Choctaw Nation; that I am the lawful wife of Joe A Camp, who is a citizen, by Blood, of the Choctaw Nation, that a Female child was (male or female)
born to me on the 7th day of January 1901; that said child has been named Mary Rhoda Camp, and is now living.

Allie Camp

WITNESSED TO MARK
(Must be Two Witnesses)

Subscribed and sworn to before me this 31st *day of* May *1901.*

Leo. C. McCullough
NOTARY PUBLIC.

AFFIDAVIT OF ATTENDING PHYSICIAN, OR MIDWIFE.

UNITED STATES OF AMERICA, INDIAN TERRITORY, Southern District.

I, James B Maples, a Physician on oath state that I attended on Mrs. Joe A Camp, wife of J. A. Camp, on the 7th day of January, 1901; that there was born to her on said date a Female (male or female) child; that said child is now living and is said to have been named Mary Rhoda Camp.

J. B. Maples, M.D.

WITNESSED TO MARK
(Must be Two Witnesses)

Subscribed and sworn to before me this 31st *day of* May *1901.*

Leo. C. McCullough
NOTARY PUBLIC.

DEPARTMENT OF THE INTERIOR
COMMISSION TO THE FIVE CIVILIZED TRIBES

[redacted]

Peoli, I.T.

Nov. 2-1903.

Commission to the Five Civilized Tribes,

Muskogee, I.T.

Gentlemen:-

Replying to your favor of the 21st. ultimo. wherein you refer to letters written by your Commission on April 20-03 and May 20-03 relative to Hoover Camp, and advising that his name is not to be found on the 1896 Choctaw Census Roll, and asking for a sworn statement as to the reason why his name does not appear, I have to say that when the members of the Choctaw Commission who made the 1896 Census Roll came to Pauls Valley, I.T. in the preparation of said rollI appeared before them and gave them the name of Hoover Camp at the same time I told them that another one of my children Carrie Camp had died a short time prior to that date.

In looking up this roll I find that the name of the child that was dead at this time appears upon the 1896 roll, and that the name of Hoover Camp is left off of said roll, the Commission making said roll must therefor have made a mistake.

This is the only explanation I have to offer as to why his name does not appear on said roll and I know that I appeared before the Commission and made this statement and at the same time D.H.Hoover who was the attending physician also appeared before them and made the same statement.

Joseph A. Camp

Subscribed and sworn to before me this 2nd day of November 1903.

Arthur Sinclair
Notary Public.

Com. expires 10/9/07

CHOCTAW 90

IN RE

Application for Enrollment of

INFANT CHILD

[illegible]

as a citizen of the

[illegible] Nation.

Approved, OCT 13 1900 190

[signature]

Commissioner.

DEPARTMENT OF THE INTERIOR,
COMMISSION TO THE FIVE CIVILIZED TRIBES.
FILED
OCT 13 1900

[signature]

ACTING CHAIRMAN

CHOCTAW.
121

Department of the Interior,

COMMISSION TO THE FIVE CIVILIZED TRIBES.

IN RE Application for Enrollment, as a citizen of the Choctaw Nation, of Joe A Camp Jr (Here insert name of child), born on the 7 day of January, 1898

Name of Father: Joe A. Camp, a citizen of the Choctaw Nation.

Name of Mother: Allie Camp, a citizen of the Choctaw Nation.

Postoffice, Paoli Ind Ter

AFFIDAVIT OF MOTHER.

UNITED STATES OF AMERICA,
INDIAN TERRITORY.
District.

I, Allie Camp, on oath state that I am 28 years of age and a citizen, by Marriage, of the Choctaw Nation; that I am the lawful wife of Joe A Camp, who is a citizen, by Blood, of the Choctaw Nation; that a Male (male or female) child was born to me on the 7 day of January 1898; that said child has been named Joseph A. Camp Jr, and is now living.

WITNESSES TO MARK: Allie Camp

(Must be Two Witnesses.) { .....

Subscribed and sworn to before me this 3 *day of* October 190

Geo. C. McCullough
NOTARY PUBLIC

AFFIDAVIT OF ATTENDING PHYSICIAN, OR MIDWIFE.

UNITED STATES OF AMERICA,
INDIAN TERRITORY

.....

I, ..., th state that I attended on Mrs. ....., wife of ....., on the ..... day of ....., 1 ; that there was born to her on said date a ..... (male or female) child; that said child is now living and is said to have been named .....

WITNESSES TO MARK:

(Must be Two Witnesses.) { .....

Subscribed and sworn to before me this ..... *day of* 190

NOTARY PUBLIC.

7-191

Muskogee, Indian Territory, February 4, 1903.

T. A. C[illegible],

[illegible]li, Indian Territory.

Dear Sir:

Your letter of January [illegible], 1903, addressed to the Secretary of the Interior has been by him referred to this Commission for consideration and appropriate action. You state therein that you have a child born December 31, 1902, and that you and the rest of your family are recognized citizens of the Choctaw Nation, and you ask if you are entitled to hold an allotment of land for this child. You also wish to know how many acres of land you can hold as your allotment.

In reply to your letter your attention is invited to the following provision of the act of Congress of July 1, 1902, which was ratified by the Choctaw and Chickasaw Nations on September 25, 1902:

"The names of all persons living on the date of the final ratification of this agreement entitled to be enrolled as provided in section 27 hereof shall be placed upon the rolls made by said Commission; and no child born thereafter to a citizen or freedman and no person intermarried thereafter to a citizen shall be entitled to enrollment or to participate in the distribution of the tribal property of the Choctaws and Chickasaws."

You are informed that if you will forward to the Commission a description of the lands which you desire to select in

J A Gam ——2

allotment you will be furnished a plat showing the classification thereof, and a schedule of the appraised value of the lands of the Choctaw and Chickasaw Nations, which also shows the number of acres of each grade which will constitute an allotment.

Respectfully,

Acting Chairman.

7-121.

Muskogee, Indian Territory, February 7, 1903.

J.A. Camp,

Paoli, Indian Territory.

Dear Sir:

Receipt is hereby acknowledged of your letter of January 19, 1903, in which you ask if your child, born December 31, 1902, can be enrolled as a citizen of the Choctaw Nation.

Replying to your communication, you are advised that the Commission is without authority to enroll as citizens of the Choctaw and Chickasaw Nations children born subsequent to September 25, 1902, as the act of Congress approved July 1, 1902, which was ratified by the citizens of the Choctaw and Chickasaw Nations September 25, 1902, provides as follows:

> "The names of all persons living on the date of the final ratification of this agreement entitled to be enrolled as provided in section 27 hereof shall be placed upon the rolls made by said Commission; and no child born thereafter to a citizen or freedman and no person intermarried thereafter to a citizen shall be entitled to enrollment or to participate in the distribution of the tribal property of the Choctaws and Chickasaws."

Replying to that part of your letter, in which you ask

J A C 2

when the land office will be opened at Tishomingo, you are advised that no date has been definitely determined for the establishment of land offices in the Choctaw and Chickasaw Nations, but it is probable same will be opened April 1, 1903.

Respectfully,

Acting Chairman.

7-121

Muskogee, Indian Territory, March 17, 1905.

J. A. Camp,

Paoli, Indian Territory.

Dear Sir:

Receipt is hereby acknowledged of your letter of March 12, 1905, stating that you have forwarded birth affidavits to the Indian Commission for the enrollment of your children born since September 25, 1902; that the one is living and the other is dead.

In reply to your letter you are informed that it does not appear from our records that affidavits have been forwarded the Commission relative to children born to you since September 25, 1902, and for your assistance there is inclosed herewith blank application for the enrollment of an infant child.

You are further informed that under the provisions of the act of Congress approved March 3, 1905, the Commission is authorized to receive applications for the enrollment of children born to enrolled citizens by blood of the Choctaw and Chickasaw Nations between September 25, 1902, and March 4, 1905, who were living on said latter date. You will therefore see that the Commission is without authority to enroll children born to citizens of the Choctaw and Chickasaw Nations subsequent to September 25, 1902, who were not living on March 4, 1905.

Respectfully,

D. C.

Chairman.

122 S.J. Garvin et al

CC # 122

United States of America,

Indian Territory,

Southern District,

On this day personally appeared before me the undersigned authority, W.H.Bourland, personally well known to me to be the person whose name appears upon the following, and who after being first duly sworn on his oath deposes and states, that his name is W.H.Bourland, that he is personally acquainted with Samuel J.Garvin, have known him personally for more than thirty years, knew him before he was married, I also know Susan Garvin and have known herm also for a period of more than thirty years, and knew her before shoe was married, her name then was Susan Muncrief, I was present at Cubby Love's when the said Samuel J. Garvin and Susan Muncrief were married, they were married on the 26th. day of July,1870, near Tishamingo, in the Southern District of the Indian Territory, in the Chickasaw Nation, they were married according to the custom at that time in vogue in the Chickasaw Nation and have lived to-gether as husband and wife ever since that time. At the time of the marriage of Samuel J.Garvin and Susan Muncrief there was no marriage law in force xx in the Chickasaw Nation and they were married according to the custom of the Chickasaw Nation at that time. The said Susan Muncrief was an Indian.

W.H.Bourland

Subscribed and sworn to before me this the 13 day of August, A.D.,1900.

P.J. McKinn

Notary Public.

United States of America,

Indian Territory,

Southern District.

On this day personally appeared before me the undersigned authority, Mrs. Nancy Smith and after being first duly sworn on her oath deposes and states that she is acquainted with Samuel J. Garvin and Susan Garvin and has known them for longer than thirty years, knew them before they were married, was present at Cubby Love's when they were married, they were married on July 26th., 1870, near Tishamingo in the Chickasaw Nation Indian Territory, Susan Garvin now was at that time an Indian and her name was Susan Muncrief, there was no marriage law in force in the Chickasaw Nation at that time and they were married according to the custom then in vogue in the Chickasaw Nation; I am an Indian and have lived in the Chickasaw Nation all my life. Did not see the above parties married but I was supposed they were married by every one so recognized. Mrs. Nancy J. Smith

Subscribed and sworn to before me this the 11th day of ~~August~~ Sept, 1900.

D. L. Barthle

Notary Public.

7 - 122.

Muskogee, Indian Territory, July 8, 1903.

J. B. Thompson,

Attorney at Law,

Pauls Valley, Indian Territory.

Dear Sir:

Receipt is hereby acknowledged of your letter of June 17, asking for a certified copy of the roll of the Choctaw citizens containing the name of Susan Garvin, wife of S. J. Garvin, and stating that prior to her marriage her name was Susan Moncrief.

In reply to your letter, there is enclosed you herewith a certificate showing the enrollment of Susan Garvin, wife of S.J. Garvin and her children, John and Vivian Garvin and Birdy Mays.

Respectfully,

Commissioner in Charge.

HDM.S-S.

7-122

DEPARTMENT OF THE INTERIOR.

COMMISSION TO THE FIVE CIVILIZED TRIBES.

****

I, T. B. Needles, a member of the Commission to the Five Civilized Tribes, do hereby certify that the names of Susan Garvin, John Garvin, Birdy Mays and Vivian Garvin appear upon the final roll of the citizens by blood of the Choctaw Nation opposite numbers 250, 251, 252 and 253 respectively, and that their enrollment as such was approved by the Secretary of the Interior December 18, 1902.

IN WITNESS WHEREOF, I have hereunto set my hand and seal this 8th. day of July, 1903, at Muskogee, Indian Territory.

Commissioner.

DEPARTMENT OF THE INTERIOR

COMMISSION TO THE FIVE CIVILIZED TRIBES.

I, Thomas B. Needles, a member of the Commission to the Five Civilized Tribes, do hereby certify that S. J. Garvin, about 58 years of age, of Pauls Valley, Indian Territory, is an applicant to this Commission for enrollment as a citizen by intermarriage of the Choctaw Nation. The applicant appears from our records to have been married and living with a citizen by blood of the Choctaw Nation since 1870 and has since that time been recognized and enrolled by the Choctaw tribal authorities as a citizen by intermarriage of the Choctaw Nation. There is on file with the records of the Commission evidence of his marriage to his Choctaw wife and there appears to have been no objection ever entered by the Choctaw Nation to the final enrollment of S. J. Garvin as a citizen by intermarriage of the Choctaw Nation. In addition to his tribal enrollment by the Choctaw Nation, the applicant was also admitted as an intermarried citizen of the Choctaw Nation by a judgment of the United States Court for the Southern District of the Indian Territory, December, 22, 1897.

T. B. Needles.
Commissioner.

Dated at Muskogee, Indian Territory,
this 3rd day of May, 1908.

Certificate of Record of Marriage.

UNITED STATES OF AMERICA, }
THE INDIAN TERRITORY } sct.
SOUTHERN DISTRICT }

I, C. M. CAMPBELL, Clerk of the United States Court in the Territory and District aforesaid, DO HEREBY CERTIFY that the License for, and Certificate of Marriage of Mr Howard G Wright and Miss Bird Ellis were filed in my office in said Territory and District the 2 day of May A. D. 189 9, and duly recorded in Book C of Marriage Record, page 171

WITNESS my hand and seal of said Court at Ardmore, this 13 day of May A. D. 189 9

C M Campbell Clerk

Ardmorite Power Print, Ardmore, I. T

DEPARTMENT OF THE INTERIOR,
COMMISSION TO THE FIVE CIVILIZED TRIBES.
FILED
AUG 22 1901

ACTING CHAIRMAN.

FILED
MAY 2 1899
C. M. CAMPBELL, Clerk.

1-22

483

[redacted]

MARRIAGE LICENSE.

UNITED STATES OF AMERICA,
INDIAN TERRITORY,
SOUTHERN DISTRICT. } ss: To Any Person Authorized by Law to Solemnize Marriage--Greeting

You are hereby Commanded, To solemnize the Rite and publish the Banns of Matrimony between Mr. Thomas G. Mays, of Purcell in the Indian Territory, aged Twenty Two years, and Miss Bert Garvin, of Pauls Valley in the Indian Territory, aged Eighteen years, according to law; and do you officially sign and return this License to the parties therein named.

Witness my hand and official seal, this 30th day of April A. D. 1899

Chas. M. Humphrey
Clerk of the United States Court

By [illegible] Deputy

Certificate of Marriage.

UNITED STATES OF AMERICA,
THE INDIAN TERRITORY,
SOUTHERN DISTRICT. } ss. I, R. T. Mansfield a Minister of the Gospel do hereby certify, that on the 30 day of April, A. D. 1899, I did duly and according to law, as commanded in the foregoing License, solemnize the Rite and publish the Banns of Matrimony between the parties therein named.

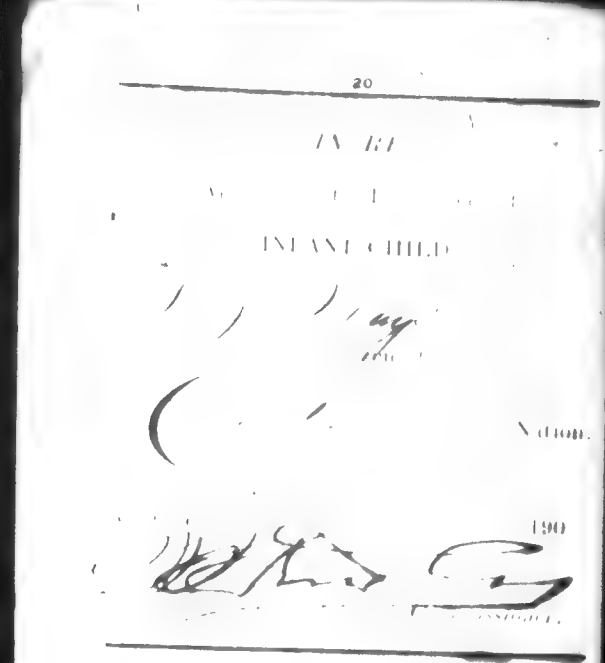
WITNESS my hand, this 1 day of May A. D. 1899

My credentials are recorded in the office of the Clerk of the United States Court, Indian Territory, Southern District, at Ardmore, Book A Page 188.

R. T. Mansfield
a Baptist Minister.

NOTE (a)—This License and Certificate of Marriage must be returned to the office of the Clerk of the United States Court in the Indian Territory, at Ardmore, within sixty days from the date thereof, or the party to whom the License was issued will be liable in the amount of One Hundred Dollars, ($100.)

NOTE (b)—No person is authorized to perform the Marriage Ceremony in the Southern District, unless the proper credentials have first been recorded in the Clerk's office.



BIRTH AFFIDAVIT

DEPARTMENT OF THE INTERIOR.

COMMISSION TO THE FIVE CIVILIZED TRIBES

IN RE Application for Enrollment, as a citizen of the Chickasaw Nation.

of S. J. Mays, born on the 29 day of May, 1901

Name of Father Thomas F. Mays, a citizen of the Chickasaw Nation.

Name of Mother Bird Mays, a citizen of the Chickasaw Nation.

Post-office: Beef Creek I.T.

AFFIDAVIT OF MOTHER.

UNITED STATES OF AMERICA, INDIAN TERRITORY
Southern District.

I, Bird Mays — —, on oath state that I am Twenty years of age and a citizen, by blood, of the Chickasaw Nation; that I am the lawful wife of Thomas F. Mays, who is a citizen, by blood, of the Chickasaw Nation; that a Male child was born to me on the 29 day of May, 1901; that said child has been named S. J. Mays, and is now living.

Bird Mays.

WITNESSED TO MARK:

(Must be Two Witnesses)

Subscribed and sworn to before me this 31 day of May, 1901.

J. B. Thompson
NOTARY PUBLIC.

AFFIDAVIT OF ATTENDING PHYSICIAN, OR MIDWIFE.

UNITED STATES OF AMERICA, INDIAN TERRITORY
Southern District.

I, T. C. Brannon, a Physician, on oath state that I attended on Mrs. Bird Mays, wife of Thomas F. Mays, on the 29th day of May, 1901; that [redacted] on said date a Male child; that said child is now living and is said to have been named S. J. Mays

T. C. Brannon M.D.

WITNESSED TO MARK:

(Must be Two Witnesses)

Subscribed and sworn to before me this 31 day of May, 1901.

J. B. Thompson
NOTARY PUBLIC.

Skiatook, Indian Territory, August 6, 1901.

[illegible] Thompson,
Attorney at Law,
[illegible], Indian Territory.

Dear Sir:

Receipt is hereby acknowledged of your letter of the 5th instant, enclosing the application for enrollment as a citizen of the Choctaw Nation of S. J. Mays, the infant son of Thomas G. and [illegible] Mays, born May 29, 1901, and the same being in proper form has been duly filed with the records of the Commission and the child listed for enrollment as a citizen of the Choctaw Nation.

You state in your letter that this child has no given name; that he is simply named "S. J." Mays. You are informed that your letter has been duly filed with the records of the Commission.

You are requested to inform Mr. Thomas G. Mays that he should file legal evidence of his marriage to the mother of this child, as authority for changing the name of his wife upon the records from her maiden name, Garvin, to her married name, Mays.

Kindly see that he gives this matter prompt attention.

Yours truly,

7-163
8-418

Commissioner in Charge.

123 Clemmie G. Sacra Granted Choc

Clemmie G. Sacra
age 39
page 434 CCR No 2
Chick. Dist.

Chostaw Residing in
Chick. Dist.

			CCR No 2
Bettie	age	18	434
Lucy	"	16	"
John	"	12	"
Agnes	"	8	"
Clemmie	"	6	"

[illegible] Bit any

173

124 George Gray et al Granted

Choc

DEPARTMENT OF THE INTERIOR.
COMMISSION TO THE FIVE CIVILIZED TRIBES.

In the matter of the application for the enrollment as a citizen by intermarriage of the Choctaw Nation of--

GEORGE GRAY. 7--124.

Department of the Interior
Commission to the Five Civilized Tribes
Pauls Valley, I.T. October 20, 1902.

Choctaw 124.

In the matter of the application for enrollment as a citizen by intermarriage of the Choctaw Nation of George Gray.

George Gray being first duly sworn testified as follows:

Examination by the Commission

Q What is your name? A George Gray.
Q How old are you Mr. Gray? A Fofty-four.
Q What is your post office address? A Tussy.
Q Chickasaw Nation? A Yes, sir.
Q How long have you lived in the Chickasaw Nation? A Ever since 1879.
Q You have lived in this Nation continuously since the year 1879? A All but about twelve months.
Q When was that? A In '82.
Q Where did you live then? A I was traveling in Texas.
Q You are a white man? A Yes, sir.
Q Applicant for enrollment as a citizen by intermarriage of the Choctaw Nation? A Yes, sir.
Q What is the name of the Choctaw citizen through whom you claim your rights? A Viney Gardner.
Is she living at this time? A No, sir.
Q When did she die? A April 3, 1900, I believe.
Q She was a recognized citizen of the Choctaw Nation? A Yes, sir.
Q You never heard of her rights being questioned? A No, sir.
Q When were you married to her? A In 1884.
Q Where? A Near Tussy in the Chickasaw Nation.
Q Where was she living at the time of her marriage to you? A Near Whitebead.
Q In the Chickasaw Nation? A Yes, sir.
Q You know howmlong she had lived in the Chickasaw Nation then? A A She was born and raised here.
Q Did you marry under a Chickasaw license? A Yes, sir.
Q How much did you pay for that license? A Fifty dollars.
Q From whom did you procure it? A Judge Dickinson.
Q County Judge of ? A Of Pickens County.
Q Chickasaw Nation? A Yes, sir.
Q Did you and your wife Viney live together continuously from the time of your marriage under this Chickasaw license until the time of her death? A Yes, sir.
Q There never was any separation or divorce? A No, sir; none ~~text~~ whatever.
Q Was you ever married before you married her? A No, sir.
Q Was she ever married before she married you? A No, sir.
Q Have you since her death remarried? A Yes, sir.

Q When did you remarry? A In '91; June '91.
Q You mean June 1901 or 1891? A July 1901.
Q Where did you marry? A In Ardmore.
Q Whom did you marry? A Married my brother's widow, Mary Gray.
Q White woman? A Yes, sir.
Q Has no rights as a citizen at all? A No, sir.
Q Married her under a United States license did you? A Yes, sir.
Q Have you been living together as husband and wife continuously since your marriage last year? A Yes, sir.
Q You are living together now as husband and wife in the Chickasaw Nation? A Yes, sir.

G. Rosenwinkel being duly sworn on his oath states that as stenographer to the Commission to the Five Civilized Tribes he reported in full allthe proceedings had in the above entitled cause on October 20, 1902, and that the above and foregoing is a full, true and correct transcript of his stenographic notes in said cause on said date of October 1902.

G. Rosenwinkel

Subscribed and sworn to before me this 6 day of November 1902.

C. L. Stephens
Notary Public.

7

"Copy"

"George Gray and Vina Gardner"

Marriage License issued to the above named parties by the County Judge of Pickens County C.N. on the 21" day of November 1884

"Marriage Certificate"

I L.P. Kenedy hereby certify that on the 26" day of November A.D. 1884. I united in Marriage Mr. George Gray and Miss Vina Gardner. the [illegible] above named"

Witness my hand this the 6" day of December 1884

Eld L.P. Kenedy

I hereby certify that the above Marriage Certificate is a Correct Copy of the original filed for Record this 28" day of August A.D. 1888.

A.H. Law
Clk. P. Co. C.N.

CHICKASAW NATION, IND. TER., COUNTY OF PICKENS. } I, I. O. Lewis Clerk of the County Court, of Pickens County, Chickasaw Nation, Ind. Ter., do hereby certify that the foregoing is a true and correct copy of the original now on Record In this Office In Marriage Record Page 139.

GIVEN UNDER MY HAND and the Seal of said county, at office in Pickens County this 19" in July 1890

I. O. Lewis
Registered County Clerk, Pickens County, Chickasaw Nation.

7--124.

DEPARTMENT OF THE INTERIOR.
COMMISSION TO THE FIVE CIVILIZED TRIBES.

In the matter of the application for the enrollment of George Gray as a citizen by intermarriage of the Choctaw Nation.

--:D E C I S I O N:--

It appears from the record herein that on November 25, 1884 the applicant, George Gray, was married in accordance with the laws, customs and usages of the Chickasaw Nation to Viney Gray (nee Gardner), a recognized and enrolled citizen by blood of the Choctaw Nation, who is identified upon the 1896 Choctaw Census Roll, Chickasaw District, number 8063 enrolled thereon as a citizen by blood of said nation; that at the time of said marriage both persons above mentioned were residents in good faith of the Chickasaw Nation; that they lived together continuously in said nation as husband and wife from the date of said marriage until the death of the said Viney Gray on April 3, 1900; that in July, 1901 the applicant was lawfully married to Mary Gray, a white woman, having no rights to Choctaw citizenship by blood; and that the applicant had continued to reside in the Chickasaw Nation from the date of the death of the said Viney Gray up to and including September 25, 1902.

Upon an examination of the tribal rolls in the possession of the Commission the applicant is identified upon the 1896 Choctaw Census Roll, Chickasaw District, number 14591, enrolled thereon as a citizen by intermarriage of said nation.

It is, therefore, the opinion of this Commission that, following the ruling of the Department in the case of Thornton D. Pearce (I. T. D. 4060-1904), relative to the question of forfeiture, George Gray should be enrolled as a citizen by intermarriage of the Choctaw Nation in accordance with the provisions of the acts of Congress approved June 28, 1898 (30 Stat., 495) and July 1, 1902 (32 Stat., 641), and it is so ordered.

COMMISSION TO THE FIVE CIVILIZED TRIBES.

Chairman.

Commissioner.

Commissioner.

Muskogee, Indian Territory,

OCT 15 1904

Choctaw 184

Muskogee, Indian Territory, October 15, 1904.

George Gray,

Tussy, Indian Territory.

Dear Sir:

Enclosed herewith you will find a copy of the decision of the Commission to the Five Civilized Tribes, rendered October 15, 1904, granting your application for enrollment as a citizen by intermarriage of the Choctaw Nation.

The attorneys for the Choctaw and Chickasaw Nations have been furnished a copy of this decision and have been granted fifteen days from the date of this notice within which to file protest against the action of the Commission in enrolling you as a citizen of the Choctaw Nation. If at the expiration of said time no protest has been filed, your name will be placed upon the final rolls of the citizens of the Choctaw Nation to be submitted to the Secretary of the Interior for his approval.

Respectfully,

Tams Bixby

Chairman.

Registered.

Encl. 9-184

Choctaw 124

Muskogee, Indian Territory, October 15, 1904.

Mansfield, McMurray & Cornish,
Attorneys for the Choctaw and Chickasaw Nations,
South McAlester, Indian Territory.

Gentlemen:

Enclosed herewith you will find a copy of the decision of this Commission, rendered October 15, 1904, granting the application of George Gray for enrollment as a citizen by intermarriage of the Choctaw Nation.

You are hereby notified that you will be allowed fifteen days from the date of this notice within which to file protest against the action of the Commission in enrolling the said George Gray as a citizen of the Choctaw Nation. If at the expiration of said time no protest has been filed, the name of this applicant will be placed upon the final rolls of the citizens of the Choctaw Nation to be submitted to the Secretary of the Interior for his approval.

Respectfully,

Registered. Chairman.

Encl. 7-124

For registry receipt in this case see Choctaw 57

124

IN RE

Application for Enrollment of

INFANT CHILD.

Albert Gray

As a citizen of the

Chickasaw Nation.

Approved

Commissioner.

12A

Department of the Interior,

COMMISSION TO THE FIVE CIVILIZED TRIBES.

IN RE Application for Enrollment, as a citizen of the Chactaw Nation,

of Albert Gray, born on the [illegible] day of [illegible], 1894.

Name of father: George Gray, a citizen of the Chactaw Nation.

Name of mother: Vinie Gray, a citizen of the Chactaw Nation.

Post Office: [illegible]

AFFIDAVIT OF MOTHER.

UNITED STATES OF AMERICA,
INDIAN TERRITORY,
Southern District.

I, Vinie Gray, on oath, state that I am 32 years of age and a citizen, by Birth, of the Chactaw Nation; that I am the lawful wife of George Gray who is a citizen, by Marriage, of the Chactaw Nation; that a Boy child was born to me on the 28 day of June, 1894; that said child has been named Albert Gray, and is now living.

Vinie Gray

Subscribed and sworn to before me this 30 day of Aug, 1894

J. R. Vaughn
Notary Public.

AFFIDAVIT OF ATTENDING PHYSICIAN, OR MIDWIFE.

UNITED STATES OF AMERICA,
INDIAN TERRITORY,
Southern District.

I, J. M. Hawk M.D. a Physician on oath, state that I attended on Mrs. Vinie Gray, wife of George Gray on the 28 day of June, 1894; that there was born to her on said date a Boy child; that said child is now living and is said to have been named Albert Gray.

J. M. Hawk M.D.

Subscribed and sworn to before me this 30 day of Aug, 1894.

J. R. Vaughn
Notary Public.

CHOCTAW.

INDEXED

IN RE
THE DEATH OF

Vinie Gray

a citizen of the

Choctaw Nation.

Approved FEB 13 1902 1

Commissioner.

DEPARTMENT OF THE INTERIOR,
COMMISSION TO THE FIVE CIVILIZED TRIBES.
FILED
FEB 13 1902

ACTING CHAIRMAN.

CHOCTAW.
124

DEPARTMENT OF THE INTERIOR,

COMMISSION TO THE FIVE CIVILIZED TRIBES.

In the matter of the death of Vinie Gray (Here insert name of deceased.) a citizen of the Chocktaw Nation, who formerly resided at or near Tussy (Here insert name of post office.), Ind. Ter., and died on the 3 day of April, 1900

AFFIDAVIT OF RELATIVE.

UNITED STATES OF AMERICA, INDIAN TERRITORY, District.

I, Wm Riddle, on oath state that I am 47 years of age and a citizen, by Blood, of the Chocktaw Nation; that my post office address is Robberson (Here insert name of post office.), Ind. Ter.; that I am Cousin (State relationship, as: the father; an uncle; a cousin, etc.) of Vinie Gray (Here insert name of deceased.), who was a citizen, by Blood, of the Chocktaw Nation; and that said Vinie Gray (Here insert name of deceased.) died on the 3 day of April, 1900

Wm Riddle

WITNESSES TO MARK:

(Must be Two Witnesses.) P. R. Wilson
W Netherland

Subscribed and sworn to before me this day of 1

Notary Public.

AFFIDAVIT OF ACQUAINTANCE.

UNITED STATES OF AMERICA, INDIAN TERRITORY, District.

I, A E Riddle, on oath state that I am 39 years of age, and a citizen, by Marriage, of the Chocktaw Nation; that my post office address is Robberson (Here insert name of post office.) Ind. Ter.; that I was personally acquainted with Vinie Gray (Here insert name of deceased.) who was a citizen, by Blood, of the Chocktaw Nation; and that said Vinie Gray (Here insert name of deceased.) died on the 3 day of April, 1900

H. E. Riddle
her
mark

WITNESSES TO MARK:

(Must be Two Witnesses.) P. R. Wilson
W Netherland

Subscribed and sworn to before me this 8 *day of* February 1902

S J Worley

Notary Public.

[illegible] I. T.

I, Nora Efley do hereby certify that I am well acquainted with Viola Gray the deceased wife of George Gray and that she was a Choctaw citizen by blood, and that she gave birth to a female child in the spring of 1899, and said child was named Nora Gray and that this child Nora Gray is now living

Nora Efley

Subscribed and sworn to before me a Notary Public this 8 th 20 day of March 1900

S J Harley
Notary Public

Chickasaw Nation I. T.

I, H E Riddle do herein certify that I was well acquainted with Viola Gray the deceased wife of George Gray and that she was Chickasaw citizen by blood and that she gave birth to a female child in the spring of 1899, and said child was named Nora Gray, and that this child Nora Gray is now living

H E Riddle

Subscribed and sworn to before me a Notary Public this the 10 day of March 1900

S J Harley
Notary Public

CHOCTAW.

20

IN RE

Application for Enrollment of

INFANT CHILD

Rosa Gray

as a citizen of

Choctaw Nation.

Approved MAR 25 1902 190

Commissioner.

DEPARTMENT OF THE INTERIOR,
COMMISSION TO THE FIVE CIVILIZED TRIBES.
FILED
MAR 25 1902

Acting Chairman.

CHOCTAW.
7-124

BIRTH AFFIDAVIT.

DEPARTMENT OF THE INTERIOR,

COMMISSION TO THE FIVE CIVILIZED TRIBES.

IN RE Application for Enrollment, as a citizen of the Choctaw Nation,

of Rosa Gray (Here insert name of child.), born on the 7 day of May, 1897

Name of Father: George Gray, a citizen of the Choctaw Nation.

Name of Mother: Vinie Gray, a citizen of the Choctaw Nation.

Post-office Tuskahoma Choctaw Nation

AFFIDAVIT OF MOTHER.

UNITED STATES OF AMERICA, INDIAN TERRITORY, ... District.

I, ..., on oath state that I am ..... years of age and a citizen, by ....., of the ..... Nation; that I am the lawful wife of ....., who is a citizen, by ....., of the ..... Nation; that a ..... (male or female.) child was born to me on ..... day of ..... 1..; that said child has been named ....., and is now living.

WITNESSES TO MARK:

(Must be Two Witnesses)

Subscribed and sworn to before me this ..... day of ..... 190 .

NOTARY PUBLIC.

AFFIDAVIT OF ATTENDING PHYSICIAN, OR MIDWIFE.

UNITED STATES OF AMERICA, INDIAN TERRITORY, ... District,

I, J S D Appling, a Physician, on oath state that I attended on Mrs. Vinie Gray, wife of George Gray on the 7 day of May, 1897 that there was born to her on said date a Female (male or female.) child; that said child is now living and is said to have been named Rosa Gray.

J. S. D. Appling

WITNESSES TO MARK:

(Must be Two Witnesses)

Subscribed and sworn to before me this 19 day of March 1902.

S J Worley

NOTARY PUBLIC.

7-124

Muskogee, Indian Territory, July 24, 1906.

Jessey McCarty,

Tussey, Indian Territory.

Dear Sir:

Receipt is hereby acknowledged of the affidavits of Nora Gray McCarty and J. L. Taylor to the birth of William L. McCarty, child of Jessey McCarty and Nora Gray McCarty, July 10, 1906.

You are advised that under the Act of Congress approved April 26, only those children who were living March 4, 1906, are entitled to enrollment and allotment.

Respectfully,

Commissioner.

126 Choctaw Alex Davis et al Granted Choc

Choctaw 125.

Muskogee, Indian Territory, April 7, 1905.

Thomas J. Underwood,

Tussy, Indian Territory.

Dear Sir:

Receipt is hereby acknowledged of the affidavits of Fannie Underwood and J. I. Taylor to the birth of Clarance Jefferson Underwood, son of Thomas J. and Fannie Underwood, December 3, 1903, and the same have been filed with our records as an application for the enrollment of said child.

Respectfully,

Commissioner in Charge.

Alex Davis age 21
page 151 C&R no 2
Check Dist.

Thomas Underwood age 16
page 453 C&R no 2
Check Dist,

Chrotaus Residing in
Check Dist

OK
Bibing

B5

126 Ellen Byford (Lewis) . et al Granted Choc

DEPARTMENT OF THE INTERIOR.
COMMISSION TO THE FIVE CIVILIZED TRIBES.

In the matter of the application for enrollment as a citizen by intermarriage of the Choctaw Nation of-

H. M. BYFORD 7-D-17.

Choctaw D- 17,

COPY.

Muskogee, Indian Territory, February 25, 1902.

H. M. Byford,

McGee, Indian Territory,

Dear Sir:-

You are hereby notified that the application of yourself for enrollment as a citizen of the Choctaw Nation will be taken up by the Commission to the Five Civilized Tribes for final consideration at its office in Muskogee, Indian Territory, on the 1st. day of April, 1902.

On said date, you may, if you desire, appear before the Commission in person or by attorney, when an opportunity will be given you to introduce any additional testimony affecting said application.

You are further notified that the Representatives of the Choctaw Nation will also at the same time be afforded an opportunity to introduce testimony affecting your right to enrollment, but said Representatives will be required to notify you of their intention to introduce such testimony before they will be permitted to do so.

The Commission to the Five Civilized Tribes.

(SIGNED) T. B. Needles.

Commissioner in Charge.

Register.

Department of the Interior.
Commission to the Five Civilized Tribes.
Muskogee, Indian Territory, April 1, 1902.

H. M. Byford	:	
vs.	:	D-17.
The Choctaw Nation.	:	

In the matter of the application of H. M. Byford for the enrollment of himself as a citizen by intermarriage of the Choctaw Nation.

On February 25, 1902, the applicant was notified by registered mail that his application for enrollment as a citizen by intermarriage of the Choctaw Nation would be taken up by the Commission to the Five Civilized Tribes at its office in Muskogee, Indian Territory, on the 1st day of April, 1902, for final consideration.

On this the first day of April, 1902, this cause coming on to be heard in pursuance of said notice, the said Choctaw Nation failed to appear and also the applicant failed to appear either in person or by attorney.

Hal Belford, being first duly sworn, upon his oath states that as stenographer to the Commission to the Five Civilized Tribes he reported in full all the proceedings in the above entitled cause on April 1, 1902, and that the above and foregoing is a true and correct transcript of his stenographic notes in said cause on the said day of April, 1902.

Hal Belford

Subscribed and sworn to before me this 2nd day of April, 1902.

Clarence Tehellwood

Notary Public.

7-D-17

DEPARTMENT OF THE INTERIOR,
COMMISSION TO THE FIVE CIVILIZED TRIBES.
Pauls Valley, Indian Territory, October 21, 1902.

In the matter of the application for enrollment of H. M. Byford as a citizen by intermarriage of the Choctaw Nation.

Said H. M. Byford, being first duly sworn, testified as follows:

Examination by the Commission.

Q What is your name? A H.M. Byford.
Q How old are you? A Fifty-four.
Q What is your postoffice address? A McGee, Indian Territory.
Q How long have you lived in the Chickasaw Nation? A About twelve years.
Q Have you lived here continuously for the past twelve years, in this Nation? A Yes sir.
Q You are a white man? A Yes sir.
Q And an applicant for enrollment as a citizen by intermarriage of the Choctaw Nation? A Yes sir.
Q What is the name of your Choctaw wife through whom you claim your rights? A Ellen Lewis.
Q She is a Choctaw by blood? A Yes sir.
Q A duly recognized and enrolled citizen, is she? A Yes sir.
Q When were you married to Ellen Lewis? A In 1898, in September.
Q Where were you married to her? A Jacks Fork County.
Q Choctaw Nation? A Yes sir.
Q Where did she live at the time you were married to her? A In the Choctaw Nation.
Q How long had she lived in the Choctaw Nation at that time? A I couldn't tell you how long.
Q Do you have any idea how long? A Well, I suppose about forty-eight years.
Q You think she had lived there all her life? A Yes sir.
Q Had you ever lived in the Choctaw Nation before you married her? A Yes sir.
Q When? A I lived there about six years before I come to the Chickasaw Nation.
Q You lived there about eighteen years ago then? A Yes sir.
Q You had lived there in this nation for several years immediately prior to your marriage to her? A Yes sir.
Q Were you married under a Choctaw license? A yes sir.
Q From whom did you procure that license? A Mr. Moore.
Q What official position did he hold at that time? A County Clerk of Jacks Fork County.
Q Did your wife live in that County? A Yes sir.
Q What did you pay for that license? A One hundred dollars.
Q Had you ever been married before you were married to Ellen Lewis? A Yes sir.
Q How many times? A Once.

Q Was that wife living when you married her? A No sir.
Q Had she ever been married before she married you? A Yes sir.
Q How many times? A Twice.
Q Did she have a living husband at the time you married her? A I couldn't say; I expect she did--she'd been divorced from him,though
Q There was no legal obstruction,then,to your marriage to Ellen Lewis at the time you were married? A No sir.
Q Have you been living together as husband and wife in the Choctaw-Chickasaw country continuously since your marriage to her in 1898? A Yes sir.
Q You are now living together as husband and wife in the Chickasaw Nation and are bona fide residents of this Nation? A Yes sir.

--- --- ----

Ira S. Niles,being first duly sworn,states that as stenographer to the Commission to the Five Civilized Tribes he reported in full all proceedings had in the above entitled cause,heard at Pauls Valley,Indian Territory,October 21, 1902, and that the above and foregoing is a full,true and correct transcript of his stenographic notes taken in said proceedings on said date.

Ira S. Niles

Subscribed and sworn to before me this the 24 day of October,1902.

C. A. Hamm

Notary Public.

7D-17

CIRCU

DEPARTMENT OF THE INTERIOR,
COMMISSION TO THE FIVE CIVILIZED TRIBES.

FILED
FEB 19 1903

ACTING CHAIRMAN.

THE CHOCTAW NATION.

In the Circuit Court of the 3rd *Judicial District, Regular* August *Term, 189*3

A PETITION, OF Ellen Battie *being presented by* her *Attorney in said Court, for a*

BILL OF DIVORCE,

setting forth the facts, etc., after the Court hearing the Testimony in regard to the Petition do order and decree that a Bill of Divorce be issued to the applicant Ellen Battie

THEREFORE, I do issue a Bill of Divorce to said applicant Ellen Battie *forever releasing* her *from the bonds of Matrimony heretofore existing between* Frankaway Battie *and* Ellen Battie

GIVEN UNDER MY HAND, and seal of office, this 11th *day of* Sept *189*3

J. E. Tucker

Circuit Clerk.

United States of America,
The Indian Territory,
Southern Judicial District.

On this day personally appeared before me, the undersigned authority, H. M. Byford, of Ada, Indian Territory, who, being by me first duly sworn, deposes and says:-

My name is H. M. Byford; my age is fifty-seven years; my post-office is Ada, Chickasaw Nation, Indian Territory. I am the H. M. Byford who is an applicant for enrolment as an intermarried citizen of the Choctaw Nation, which application, together with evidence in the shape of marriage license and other documental evidence, is now pending before the Commission to the Five Civilized Tribes. I was married on the 9th day of September, 1893, at John Thompson's, Jack Fork County, Choctaw Nation, Indian Territory, near String Town. I was married to Ellen Lewis, a recognized and enrolled citizen by blood of the Choctaw Nation. I have resided with the said Ellen Lewis continuously since that time in the Choctaw and Chickasaw Nations, and have never resided outside of the said Nations since that time. There is a copy of the original decree of divorce between Ellen Battice and Franceway Battice on file with the Commission in support of my application. The Ellen Lewis to whom I was married is the same and identical person mentioned in said decree of divorce as Ellen Battice. I know this of my own personal knowledge. Her maiden name was Ellen Lewis and she afterwards married Franceway Battice. After her divorce from said Battice she again took the name of Ellen Lewis by I was married to her under that name.

H. M. Byford

SUBSCRIBED AND SWORN TO before me this the 18th day of April, 1904.

Notary Public.

DEPARTMENT OF THE INTERIOR
COMMISSION TO THE FIVE CIVILIZED TRIBES.
FILED
APR 28 1904

72 .7

DEPARTMENT OF THE INTERIOR,
COMMISSION TO THE FIVE CIVILIZED TRIBES,

FILED

APR 4 1902

CHAIRMAN.

McAlester Chickasaw Nation I.T.

Before me Jos. A. Edwards a Notary Public in and for Southern District I.T. on this day personally appeared Whit. W. Hyden and Albert Cash to me known to be persons of good repute who being duly sworn deposes and testifies as follows. That they are personally well acquainted with one H. M. Byford whose address is McAlester I.T. and that they further know that he is an intermarried Choctaw citizen and that the said H. M. Byford has been a resident of the Chickasaw Nation twelve months prior to his marriage. Affiants further testify that they are of lawful age and that this 28th day of March

Whit. W. Hyden
Albert. Cash

Sworn to and subscribed before me this the 28th of March

Jos. A. Edwards
Notary Public
Southern Dist I.T.

NB.
660

7-D-17.

DEPARTMENT OF THE INTERIOR.
COMMISSION TO THE FIVE CIVILIZED TRIBES.

In the matter of the application for the enrollment of H. M. Byford as a citizen by intermarriage of the Choctaw Nation.

--: D E C I S I O N :--

It appears from the record herein that on September 8, 1898, the applicant, H. M. Byford, was married in accordance with the laws, customs and usages of the Choctaw Nation to Ellen Byford (formerly Pattice), a recognized and enrolled citizen by blood of the Choctaw Nation, whose name appears as number 265 upon the lists prepared by this Commission, under the act of Congress approved July 1, 1902 (32 Stat., 641), of persons entitled to enrollment as citizens by blood of the Choctaw Nation and approved by the Secretary of the Interior on December 12, 1902; that at the time of said marriage the applicant herein was a resident in good faith of the Chickasaw Nation and the said Ellen Byford was a resident in good faith of the Choctaw Nation; and that they lived together continuously in the Choctaw-Chickasaw country as husband and wife from the date of said marriage up to and including September 25, 1902.

It is, therefore, the opinion of this Commission that H. M. Byford should be enrolled as a citizen by intermarriage of the Choctaw Nation, in accordance with the provisions of the acts of Congress approved June 28, 1898 (30 Stat., 495), and July 1, 1902 (32 Stat., 641), and it is so ordered.

COMMISSION TO THE FIVE CIVILIZED TRIBES.

Chairman.

Commissioner.

Commissioner.

Muskogee, Indian Territory,

7-D-17

Muskogee, Indian Territory, May 27, 1904.

Mansfield, McMurray & Cornish,
Attorneys for Choctaw and Chickasaw Nations,
South McAlester, Indian Territory,

Gentlemen:

Inclosed herewith you will find a copy of the decision of this Commission, rendered May 27, 1904, granting the application of H. M. Byford for enrollment as a citizen by intermarriage of the Choctaw Nation.

You are hereby advised that you will be allowed fifteen days from the date hereof within which to file protest against the action of the Commission in enrolling said H. M. Byford as a citizen of the Choctaw Nation. If, at the expiration of that time no protest has been filed, his name will be placed upon the final rolls of the citizens of the Choctaw Nation to be submitted to the Secretary of the Interior for his approval.

Respectfully,

(SIGNED)
Tams Dixby.
Chairman.

Registered.
Incl. 7-D-17.

7-D-17

COPY.

Muskogee, Indian Territory, May 27, 1904.

M. M. Byford,

McGee, Indian Territory,

Dear Sir:

Inclosed herewith you will find a copy of the decision of the Commission to the Five Civilized Tribes, rendered May 27, 1904, granting your application for enrollment as a citizen by intermarriage of the Choctaw Nation.

The attorneys for the Choctaw and Chickasaw Nations have been furnished a copy of this decision and have been allowed fifteen days from the date hereof within which to file protest against the action of the Commission in enrolling you as a citizen of the Choctaw Nation. If at the expiration of that time no protest has been filed, your name will be placed upon the final rolls of the citizens of the Choctaw Nation to be submitted to the Secretary of the Interior for his approval.

Respectfully,

(SIGNED)

Tams Bixby.

Chairman.

Registered.

Incl. 7-D-17.

I do solemnly swear that
I will honor defend and
submit to the Constitution
and laws of the Choctaw Nation
and will neither claim nor
seek from the United States
Government or from judicial
tribunal there of any protection
privileges or redress in
compatible with the as
guaranteed to the Choctaw Nation
by the treaty stipulation
entered into between them
so help me God.

H. M. Byford

Sworn to subscribed before
me this 8 day of Sept. A.D. 1878

W. D. Moore
Co. Clerk
J. H. Co. Cn.

2

Marriage Licence

Choctaw Nation } To any person authorized by law to
Jacksfork County } Solemnize marriage Greeting:
You are hereby Commanded to Solemnize the Rite and publish the Banns of Matrimony Between Mr. H. M. Byford of McAlester I.T. in the Chickasaw Nation aged 50 years a citizen of the United States and Miss Ellen Lewis of Etna I.T. a citizen of the Choctaw Nation in the Jacks Fork Co. aged years according to law and do you officially sign and return this Licence to the parties therein named.
Witness my hand and official seal this 8 day of September AD 1898.

C. R. Moore
Clerk Jacksfork Co. Cn.

This is to certify that Mr. H. M. Byford and Ellen Lewis were by me united in the Bonds of Holy Matrimony on the 8th day of Sept. 1898, at the residence of Jno. Thompson
Given under my hand this 8th day of Sept. 1898.

J. K. Bond
Co. Pro. Judge
Jacksfork Co.

127 F. L. Conner et al Choc

Department of the Interior
Commission to the Five Civilize Tribes
Pauls Valley, I.T.October 21,1902.

Choctaw 127

In the matter of the application for enrollment as a citizen by intermarriage of the Choctaw Nation of Fred L. Conner.

Fred L. Conner being first duly sworn testified as follows:

Examination by the Commission

Q What is your name? A Fred L. Conner.
Q How old are you? A Thirty-three.
Q What is your post office address? A Purcell.
Q How long have you resided in the Chickasaw Nation? A Since July '94.
Q Maintained a continuous residence here since that time? A Yes,s sir.
Q You are an applicant for enrollment as a citizen by intermarriage of the Choctaw Nation? A Yes, sir.
Q What is the name of your Choctaw wife? A Effie May Sacra, that is her maiden name.
Q Your wife has always been recognized by the tribal authorities as a citizen of the Choctaw Nation? A Yes, sir.
Q Her rights have never in any manner been questioned? A No, sir.
Q When did you marry her? A In August '96.
Q Married her under a Chickasaw license? A Yes, sir.
Q How much did you pay for that license? A Fifty dollars.
Q Immediately after that marriage you made application to the Dawes Commission? A Yes, sir.
Q And were admitted as an intermarried citizen? A Yes, sir.
Q Have you since that admission lived with this woman continuously? Yes, sir.
Q No separation, desertion or divorce? A No, sir.
Q You and this woman are now living together as man and wife and are actual bonafide residents of the Chickasaw Nation? A Yes,sir

G. Rosenwinkel being duly sworn on his oath states that as stenographer to the Commission to the Five Civilized Tribes he reported in full all the proceedings had in the above entitled cause on October 21,1902, and that the above and foregoing is a full, true and correct transcript of his stenographic notes in said cause on said date.

G. Rosenwinkel

Subscribed and sworn to before me this 20 day of November 1902.

Charles Natanson
Notary Public.

Ann
Ltd

7 - 127.

DEPARTMENT OF THE INTERIOR,
COMMISSION TO THE FIVE CIVILIZED TRIBES.

---o---

In the matter of the application for the enrollment of Fred L. Conner as a citizen by intermarriage of the Choctaw Nation.

-- -- -- -- -- -- -- --

D E C I S I O N

--:o:--

It appears from the record herein that Fred L. Conner, on August 15, 1896, was married in accordance with the laws, customs and usages of the Choctaw Nation to Effie May Conner (nee Sacra), a recognized and enrolled citizen by blood of the Choctaw Nation, whose name appears as No. 264 upon the lists prepared by this Commission under the Act of Congress approved July 1, 1902, (32 Stats., 641) of persons entitled to enrollment as citizens by blood of the Choctaw Nation, and approved by the Secretary of the Interior on December 12, 1902, and that said parties have lived together continuously in Indian Territory as husband and wife from the date of said marriage up to and including September 25, 1902.

It further appears from the records in the possession of the Commission that on September 9, 1896, in a case entitled "F. L. Corner vs. Choctaw Nation," 1896 Choctaw Citizenship Docket Case No. 70, application was made to the Commission under the provisions of the Act of Congress approved June 10, 1896, (29 Stats., 321) for the admission of the applicant herein to citizenship in the Choctaw Nation by reason of his marriage to the said Effie May Conner (nee Sacra); that on December 1, 1896, the applicant herein was admitted to citizenship in the Choctaw Nation by this Commission, and that no appeal was taken from said decision.

It is, therefore, the opinion of this Commission that Fred L. Conner should be enrolled as a citizen by intermarriage of the Choctaw Nation under the provisions of the Acts of Congress approved June 28, 1898, (30 Stats., 495) and July 1, 1902, (32 Stats., 641), and it is so ordered.

COMMISSION TO THE FIVE CIVILIZED TRIBES.

Chairman.

Muskogee, Indian Territory,

APR 20 1903

Choctaw-127

COPY.

Muskogee, Indian Territory, April 20, 1903.

Fred L. Conner,

Pursell, Indian Territory.

Dear Sir:

Inclosed herewith you will find a copy of the decision of the Commission, rendered April 20, 1903, granting your application for enrollment as a citizen by intermarriage of the Choctaw Nation.

The attorneys for the Choctaw and Chickasaw Nations have been furnished a copy of the decision and have been allowed fifteen days from this date within which to file protest against the action of the Commission in enrolling you as a citizen of the Choctaw Nation. If at the expiration of that time, no protest has been filed, your name will be placed upon the final rolls of the citizens of the Choctaw Nation to be submitted to the Secretary of the Interior for his approval.

Respectfully,

SIGNED.

Tams Bixby.

Chairman.

Registered.

Enc. I.B.S. 33

COPY. Choctaw-127

Muskogee, Indian Territory, April 20, 1903.

Mansfield, McMurray & Cornish,

Attorneys for the Choctaw and Chickasaw Nations,

South McAlester, Indian Territory.

Gentlemen:

Inclosed herewith you will find a copy of the decision of the Commission, rendered April 20, 1903, granting the application of Fred L. Conner for enrollment as a citizen by intermarriage of the Choctaw Nation.

You are hereby advised that you will be allowed fifteen days from this date within which to file protest against the action of the Commission in enrolling the applicant herein as a citizen of the Choctaw Nation. If at the expiration of that time, no protest has been filed, the name of the applicant will be placed upon the final rolls of the citizens of the Choctaw Nation to be submitted to the Secretary of the Interior for his approval.

Respectfully,

(SIGNED)

Tams Bixby.

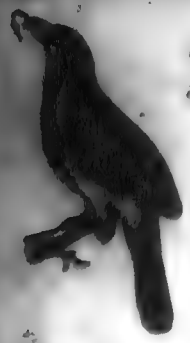
Chairman.

Registered.

Enc. I.T.S. 34

Recorded on
book "B" page 28
on the marriage
record
This Aug. 22, 1896
George C. Clark
Co. & Probate
Clerk of Pontotoc
County
Chickasaw Nation

DEPARTMENT OF THE INTERIOR
COMMISSION TO THE FIVE CIVILIZED TRIBES
FILED
AUG 11 1900
CHAIRMAN.



August 6,

By authority in me vested by law I Billy Pegg County Judge of Pontotoc County Chickasaw Nation. Do issue this license to F. L. Connor a citizen of the United States to marry Miss Effie M. Sacra a citizen of Pontotoc County Chickasaw Nation. This August 12th A.D. 1896.

Billy Pegg
County Judge of
Pontotoc County
Chickasaw Nation

This is to certify that I Ab. Fisher am ordained minister and pastor of the Presbyterian Church at Purcell and did unite in the bonds of matrimony F. L. Connor and Miss Effie M. Sacra both of this place Purcell I.T. before two competent witnesses - this 15th day of August 1896.

Witnesses
J. E. Gibbons.
F. M. Fox

Ab. Fisher
Clergyman

CHOCTAW

6030 9 = 127

IN RE

Application for Enrollment of

INFANT CHILD

Effie May Conner.

as a citizen of the

CHOCTAW Nation.

Approved, AUG 1900 190

[signature] *Commissioner.*

DEPARTMENT OF THE INTERIOR,
COMMISSION TO THE FIVE CIVILIZED TRIBES.
FILED
AUG 6 1900

[signature] ACTING CHAIRMAN.

CHOCTAW.
127.

Department of the Interior.

[illegible]

IN RE Application for Enrollment, as a citizen of the Choctaw Nation,
of Alberta May Connor, born on the 1st day of May, 1898
Name of Father: Fred L. Connor, a citizen of the Choctaw Nation.
Name of Mother: Effie May Connor, a citizen of the Choctaw Nation.
Postoffice, Purcell Ind. Ter.

AFFIDAVIT OF MOTHER.

UNITED STATES OF AMERICA,
INDIAN TERRITORY.
Southern District.

I, Effie May Connor, on oath state that I am 23 years of age and a citizen, by blood, of the Choctaw Nation; that I am the lawful wife of Fred L. Connor, who is a citizen, by intermarriage, of the Choctaw Nation; that a female child was born to me on the 1st day of May, 1898; that said child has been named Alberta May Connor, and is now living.

Effie May Connor

WITNESSED TO MARK

(Must be Two Witnesses)

Subscribed and sworn to before me this 25 day of July, 1900

W. Cherry Holmes, NOTARY PUBLIC

AFFIDAVIT OF ATTENDING PHYSICIAN, OR MIDWIFE.

UNITED STATES OF AMERICA,
INDIAN TERRITORY.
Southern District.

I, J. S. Childs, a practicing physician, on oath state that I attended on Mrs. Effie May Connor, wife of Fred L. Connor, on the 1st day of May, 1898; that there was born to her on said date a female child; that said child is now living and is said to have been named Alberta May Connor

J. S. Childs M.D.

WITNESSED TO MARK

(Must be Two Witnesses)

Subscribed and sworn to before me this 1st day of July, 1900

W. Cherry Holmes, NOTARY PUBLIC

27

CHOCTAW. XII

IN RE

Application for Enrollment of

INFANT CHILD

Henry Merle Connor.

as a citizen of

Choctaw Nation.

Approved JAN 18 1901 1901

Commissioner.

DEPARTMENT OF THE INTERIOR,
COMMISSION TO THE FIVE CIVILIZED TRIBES.
FILED
JAN 18 1901

ACTING CHAIRMAN

CHOCTAW.
127.

DEPARTMENT OF THE INTERIOR,

COMMISSION TO THE FIVE CIVILIZED TRIBES.

IN RE Application for Enrollment, as a citizen of the Choctaw Nation,
of Henry Merle Connor, born on the 4 day of December, 1900
(Here insert name of child.)
Name of Father: Fred L. Connor, a citizen of the Choctaw Nation.
Name of Mother: Effie May Connor, a citizen of the Choctaw Nation.
Post-office, Purcell, I. T.

AFFIDAVIT OF MOTHER.

UNITED STATES OF AMERICA,
INDIAN TERRITORY,
Southern District.

I, Effie May Connor, on oath state that I am 23 years of age and a citizen, by blood, of the Choctaw Nation; that I am the lawful wife of Fred L. Connor, who is a citizen, by marriage, of the Choctaw Nation, that a male (male or female) child was born to me on the 4th day of December 1900; that said child has been named Henry Merle Connor, and is now living.

Effie May Connor

WITNESSES TO MARK

(Must be Two Witnesses)

Subscribed and sworn to before me this 15th *day of* January, 1901.

J. W. Cherryhomes,
NOTARY PUBLIC

AFFIDAVIT OF ATTENDING PHYSICIAN, OR MIDWIFE.

UNITED STATES OF AMERICA,
INDIAN TERRITORY,
Southern District.

I, G. E. Hartshorne, a Physician, on oath state that I attended on Mrs. Effie May Connor, wife of Fred L. Connor, on the 4th day of December, 1900; that there was born to her on said date a male (male or female) child; that said child is now living and is said to have been named Henry Merle Connor

G. E. Hartshorne, M.D.

WITNESSES TO MARK:

(Must be Two Witnesses)

Subscribed and sworn to before me this 15 *day of* January, 1901.

J. W. Cherryhomes,
NOTARY PUBLIC.

128 Sam Muncrief et al Granted Choc

Olivia Muncrief Transferred from Choctaw D #610 10-31-04

DEPARTMENT OF THE INTERIOR,
COMMISSION TO THE FIVE CIVILIZED TRIBES.

Record in the matter of the application for the enrollment as an intermarried citizen of the Choctaw Nation of-

OLIVIA MUNCRIEF 7-D-610

DEPARTMENT OF THE INTERIOR
COMMISSION TO THE FIVE CIVILIZED TRIBES
Muskogee, I. T. January 25, 1901.

In the matter of the application of Olivia Muncreif for enrollment as an intermarried citizen of the Choctaw nation. Olivia Muncrief being first duly sworn by the Commission testified as follows:

Examination by the Commission.

Q What is your name? A Olivia Muncreif.
Q How old are you? A Twenty two.
Q What is your post-office address? A Comanche, I. T.
Q Do you live at Comanche,? A I live near there. Three and one half miles south.
Q In the Chickasaw Nation? A Yes sir.
Q How long have you lived in the Chickasaw Nation? A Five years.
Q Lived there continuously for the past five years? A Yes sir. Five years last September.
Q It is your purpose to make application for enrollment as an intermarried citizen of the Choctaw Nation? A Yes sir.
Q What is your father's name? A Henry P. Clowney.
Q Is he living? A Yes sir.
Q What is your mother's name? A Clara A. Clowney.
Q Is she living? A Yes sir.
Q Are your parents both white people ? A Yes sir.
Q Never made any claim to Indian citizenship by blood? A No sir.
Q Have you ever made any claim to Indian citizenship by blood? A No sir, not at all.
Q You are a white woman are you? A Yes sir.
Q What is your husband's name? A Walter Lee Muncrief.
Q Is he a citizen of the Choctaw Nation? A Yes sir.
Q By blood? A Yes sir.
Q Has he been enrolled as such by this Commission? A He was enrolled at Pauls Valley.
Q By this Commission? A Yes sir.
Q How old is he? A Twenty one.
Q What is his father's name? A Sam Muncrief.
Q What is his mother's name? A Magaret Muncrief.
Q Is she living? A No sir.

The records of the Commission examined and the name of Walter L. Muncrief, listed for enrollment September 14th, 1898 and whose age was at that time given as nineteen, appears upon Choctaw roll card field No. 128.

Q When were you married to him? A The 9th of January.
Q What year? A 1901.
Q Where were you married? A Atoka.
Q By whom? A Brother Linebaugh.
Q A minister of the Gospel? A Yes sir, pastor of the M. E. church.
Q Had you ever been married before that time? A No sir.
Q Had your husband ever been married before that time? A No sir.
Q Were you married under Choctaw license? A No sir, United States license.

Q Have you your license and certificate? A Yes sir.

There is offered in evidence and made a part of the record in this application, the marriage license issued by E. J. Fannin, Clerk of the United States Court for the Central District of the Indian Territory, to Walter A. Muncrief to marry Olivia Clowney. Also the certificate of W. H. Linebaugh to said marriage on the 10th day of January , 1901.

Q This is the only license you were ever married under?
A Yes sir.
Q Never obtained a Choctaw or Chickasaw license? A No sir.
Q Why were you married at Atoka? A Why my husband said for me to be enrolled we would have to marry in the Choctaw nation under the United States license.
Q Is your husband a resident of the Chickasaw Nation? A Yes sir, he lives in the Chickasaw.
Q How long has he lived there? A Six years I believe.
Q And you have lived there five years? A Yes sir.
Q How long were you in the Choctaw Nation before you obtained this marriage license? A A couple of days is all I think.
Q Did you come to the Choctaw nation for the purpose of being married? A Yes sir.
Q And then went back to the Chickasaw nation? A Yes sir.
Q Comanche is on the Rock Island Railroad in the western part of the Chickasaw nation, isn't it? A Yes sir.
Q Why weren't you married in the Chickasaw Nation? A That was his idea about it. I never heard him say.
Q Is that the only reason he gave? A Yes sir.
Q Your husband has always lived in the Chickasaw nation? A No sir not always. He made Pauls Valley his home for five or six years.
Q That is in the Chickasaw nation? A Yes sir.
Q Well, how long has he lived in the Chickasaw Nation? A About six years.
Q Where did he live before that? A In the Choctaw.
Q Is there any additional statement you desire to make in support of your application? A I haven't anything to say about it at all.

The decision of the Commission as to your application for enrollment as an intermarried citizen of the Choctaw Nation will be mailed to you inwriting in the near future to your present post-office address.

Myra Young, having been first duly sworn upon her oath states that as stenographer to the Commission to the Five Civilized Tribes, she reported in full all proceedings had in the above entitled cause on the 25th day of January, 1901, and that the above and foregoing is a full, true and correct transcript of her stenographic notes of said proceedings on said date.

Myra Young

Subscribed and sworn to before me this 25th day of January, 1901.

Guy L. Emerson
Notary Public.

COMMISSIONERS
HENRY L. DAWES.
TAMS BIXBY.
THOMAS B. NEEDLES
C. R. BROCKINRIDGE

ALLISON L. AYLESWORTH
SECRETARY

DEPARTMENT OF THE INTERIOR
COMMISSION TO THE FIVE CIVILIZED TRIBES

REFER IN REPLY TO THE FOLLOWING
Choctaw D-610.

Muskogee, Indian Territory, March 5, 1902.

Olivia Muncrief,

Comanche, Indian Territory,

You are hereby notified that the application of yourself for enrollment as a citizen of the Choctaw Nation will be taken up for final consideration by the Commission to the Five Civilized Tribes, at its office in Muskogee, Indian Territory, on

the 14th day of April, 1902,

On said date you may, if you desire, appear before the Commission in person or by attorney when an opportunity will be given you to introduce any additional testimony affecting said application which you may think proper or necessary.

You are further notified that the representatives of the Choctaw Nation will also, at the same time, be afforded an opportunity to introduce testimony affecting your right to enrollment, but said representatives will be required to notify you of their intention to introduce such testimony before they will be permitted to do so.

THE COMMISSION TO THE FIVE CIVILIZED TRIBES,

Register.

T. B. Needles.

Commissioner in Charge.

Department of the Interior.
Commission to the Five Civilized Tribes.
Muskogee, Indian Territory, April 15, 1902.

In the matter of the application of Olivia Muncrief as a citizen by intermarriage of the Choctaw Nation.	D-610.

On the 5th day of March, 1902, the applicant was notified by registered mail, and on the 6th day of March, 1902, the attorneys for the Choctaw and Chickasaw Nations were notified by registered mail that the application of Olivia Muncrief for enrollment as a citizen of the Choctaw Nation would be taken up by the Commission to the Five Civilized Tribes at its office in Muskogee, Indian Territory, on the 15th day of April, 1902, for final consideration.

Now on this 15th day of April, 1902, this cause coming on to be heard, pursuant to said notice, the Choctaw Nation failed to appear, and the applicant, being called, failed to appear either in person or by attorney.

Hal Belford, being first duly sworn, upon his oath states that as stenographer to the Commission to the Five Civilized Tribes he reported in full all the proceedings in the above entitled cause on April 15, 1902, and that the above and foregoing is a full, true and correct transcript of his stenographic notes in said cause on the said day of April, 1902.

Hal Belford

Subscribed and sworn to before me this 18 day of April, 1902.

Clara M. Shellwood
Notary Public

DEPARTMENT OF THE INTERIOR.
COMMISSION TO THE FIVE CIVILIZED TRIBES.
SOUTH McALESTER, I.T. Dec.24, 1902.

7-D610

In the matter of the application of Olivia Moncrief for enrollment as an inter married citizen of the Choctaw Nation.

A.Telle, attorney for applicant:

Olivia Moncrief being sworn testified as follows:

Examination by the Commission:

Q What is your name? A Olivia Moncrief.
Q How old are you? A Twenty four.
Q What is your post office address? A Davis, Choctaw Nation. I guess we will move the 1st to Marietta.
Q You are claiming inter married rights in the Choctaw Nation?
A Yes sir.
Q What is the name of your Choctaw husband? A Walter L. Moncrief.
Q Is he a recognized and enrolled citizen of the Choctaw Nation?
A Yes sir.
Q When and where were you married to W.L.Moncrief? A Atoka, January 9,1901.
Q Was he a resident at that time of the Choctaw Nation? A No sir.
Q Where was he residing? A In the Chickasaw Nation.
Q What was your residence at that time? A Commanche, Chickasaw Nation.
Q Were you married under United States law or Choctaw law? A United States.
Q How long have you and your husband mainatained a continuous residence in the Choctaw Nation? A We have never lived in the Choctaw Nation.
Q How long have you been in the Chickasaw Nation? A Its been 18 or 19,years;on the Washita.
Q You have lived with your husband W.L.Moncrief since the date of your marriage up to the present time? A Yes sir.
Q You were married under United States law in the Choctaw Nation?
A Yes, at Atoka.
Q Had you lived at Atoka, then? A Just come over there to marry.
Q Both yourself and husband are at the present time residents of the Chickasaw Nation? A Yes sir.
Q Not since or before your marriage have you maintained a continuous residence in the Choctaw Nation? A No sir.
Q Were either you or your husband married before this marriage?
A No sir.

Henry G. Hains being sworn on his oath states that as stenographer to the Commission to the Five Civilized Tribes he reported the above case and that this is a full, true and correct transcript of his stenographic notes on December 24, 1902, in same. Henry G. Hains

Subscribed and sworn to before me this 8 day of January, 1903.

Charles H. Sawyer
Notary Public.

No. 958

Certificate of Record of Marriages.

UNITED STATES OF AMERICA,
THE INDIAN TERRITORY, Central DISTRICT. } SCT:

I, C. J. Gannon, Clerk of the United States Court in the Indian Territory and District aforesaid, do hereby CERTIFY that the License for and Certificate of the Marriage of Mr. Walter L. Maxwell and Miss Olivia Chaney was filed in my office in said Territory and District the 10 day of Jany A. D. 190 1 and duly recorded in Book One of Marriage Record, Page 479

WITNESS my hand and seal of said Court, at Atoka this 10 day of Jany A. D. 190 1

C. J. Gannon Clerk.

By Don J. Folsom Deputy.

DEPARTMENT OF THE INTERIOR,
COMMISSION TO THE FIVE CIVILIZED TRIBES.
FILED
JAN 1901

ACTING CHAIRMAN.

No. 958

Form No. 508.

MARRIAGE LICENSE.

UNITED STATES OF AMERICA,
THE INDIAN TERRITORY,
Central DISTRICT. } ss:

To any Person Authorized by Law to Solemnize Marriage—Greeting:

You are hereby commanded to solemnize the Rite and publish the **Banns of Matrimony** between Mr. Walter L Mauerich of Comanche in the Indian Territory, aged 21 years, and Miss Alvia Mowrey of Duncan in the Indian Territory, aged 22 years, according to law, and do you officially sign and return this License to the parties therein named.

WITNESS my hand and official seal, this 9th day of Jany, A. D. 1901

Don J Golson
Deputy.

E J Faucett
Clerk of the United States Court.

CERTIFICATE OF MARRIAGE.

UNITED STATES OF AMERICA,
THE INDIAN TERRITORY,
Central DISTRICT. } ss:

I, D. H. Linebaugh
Minister of the Gospel
do hereby CERTIFY, that on the 9th day of January, A. D. 1901, I did duly and according to law, as commanded in the foregoing License, solemnize the Rite and publish the BANNS OF MATRIMONY between the parties therein named.

My credentials are recorded in the office of the Clerk of the United States Court in the Indian Territory, Central District, Book 13, Page 141

[redacted]

D. H. Linebaugh
Minister of the Gospel.

Note.—This License and Certificate of Marriage must be returned to the Office of the Clerk of the United States Court of the Indian Territory, from whence it was issued, within sixty days from the date thereof, or the party to whom the License was issued will be liable in the amount of One Hundred Dollars (forfeited).

Choctaw D-610.

In the matter of the enrollment of Oliva Muncrief as an intermarried citizen of the Choctaw Nation.

PROTEST of
Choctaw and Chickasaw Attorneys

Protest overruled by Department.

...RIOR,
...IVILIZED TRI...
FILED
FEB 6 1...

CHAIRMAN

BEFORE THE COMMISSIONTO THE FIVE CIVILIZED TRIBES.

In the matter of the application for the enrollment of Olivia Muncrief as a citizen by intermarriage of the Choctaw Nation, Choctaw Reld No. D-610.

- - - - - - -

We hereby request, on behalf of the Choctaw and Chickasaw Nations, that final decisionin this case be postponed until final decision by the Choctaw and Chickasaw Citizenship Court in the case of Preston Early, et al., vs. Choctaw and Chickasaw Nations, No.64 on the South McAlester Docket, in which the said court will decide the question of the citizenship rights by intermarriage, if any, of those white persons who intermarried with citizens by blood of the Choctaw Nation not in accordance with the tribal laws, which question is involved in the case to which this communication refers.

This request is filed under authority granted by the Honorable Secretary of the Interior in his communication to the Commission to the Five Civilized Tribes upon the subject, dated November 18, 1903.

Attorneys for the Choctaw and Chickasaw Nations.

January 23, 1904.

7-D-610.

DEPARTMENT OF THE INTERIOR.
COMMISSION TO THE FIVE CIVILIZED TRIBES.

In the matter of the application for the enrollment of Olivia Muncrief as a citizen by intermarriage of the Choctaw Nation.

--: D E C I S I O N :--

It appears from the record herein that on January 9, 1901, the applicant, Olivia Muncrief, was lawfully married to Walter L. Muncrief, a recognized and enrolled citizen by blood of the Choctaw Nation, whose name appears as number 268 upon the lists prepared by this Commission, under the act of Congress approved July 1, 1902 (32 Stat., 641) of persons entitled to enrollment as citizens by blood of the Choctaw Nation and approved by the Secretary of the Interior on December 12, 1902; that at the time of said marriage both persons above mentioned were residents in good faith of the Chickasaw Nation; and that they lived together continuously as husband and wife in said nation from the date of said marriage up to and including September 25, 1902.

It is, therefore, the opinion of this Commission that following the ruling of the Department in the case of Ella Jones (I.T. D. 6818-1904), Olivia Muncrief should be enrolled as a citizen by intermarriage of the Choctaw Nation,

in accordance with the provisions of the acts of Congress approved June 28, 1898 (30 Stat., 495), and July 1, 1902 (32 Stat., 641), and it is so ordered.

COMMISSION TO THE FIVE CIVILIZED TRIBES.

Chairman.

Commissioner.

Commissioner.

Muskogee, Indian Territory.

OCT 15 1904

Choctaw D-61[illegible]

Muskogee, Indian Territory, October 1[illegible], 19[illegible].

COPY.

Olivia [illegible],

Tishomingo, Indian Territory.

Dear Madam:

Enclosed herewith you will find a copy of the decision of the Commission to the Five Civilized Tribes, rendered October 1[illegible], 19[illegible], granting [illegible] application for enrollment as a citizen by [illegible] of the Choctaw Nation.

[illegible] for the Choctaw and Chickasaw Nations have been furnished a copy of said decision and have been allowed fifteen days from the date of this notice within which to file protest against the action of the Commission in enrolling you as a citizen of the Choctaw Nation. If, at the expiration of said time, no protest has been filed, your name will be placed upon the final rolls of the citizens of the Choctaw Nation to be submitted to the Secretary of the Interior for his approval.

Respectfully,

Tams Bixby.

Chairman.

Registered.
Enc. 7-D61[illegible].

Choctaw [illegible]-61[illegible].

COPY.

Muskogee, Indian Territory, October 15, 1904.

Mansfield, McMurray & Cornish,

Attorneys for the Choctaw and Chickasaw Nations,

South McAlester, Indian Territory.

Gentlemen:

Enclosed herewith you will find a copy of the decision of the Commission, rendered October 15, 1904, granting the application for the enrollment of Olivia Uncrief as a citizen by intermarriage of the Choctaw Nation.

You are hereby notified that you will be allowed fifteen days from the date of this notice within which to file protest against the action of the Commission in enrolling said applicant as a citizen of the Choctaw Nation. If, at the expiration of said time, no protest has been filed, her name will be placed upon the final rolls of the citizens of the Choctaw Nation to be submitted to the Secretary of the Interior for his approval.

Respectfully,

Tams Bixby.

Chairman.

Registered.
Enc.7-D61[illegible].

For registry slip see 7-D-255

DEPARTMENT OF THE INTERIOR.
COMMISSION TO THE FIVE CIVILIZED TRIBES.

Choctaw D-810

ADDRESS ONLY THE COMMISSION TO THE FIVE CIVILIZED TRIBES

Muskogee, Indian Territory, October 15, 1904.

Olivia Numerief,

Tishomingo, Indian Territory.

Dear Madam:

Enclosed herewith you will find a copy of the decision of the Commission to the Five Civilized Tribes, rendered October 15, 1904, granting your application for enrollment as a citizen by intermarriage of the Choctaw Nation.

The attorneys for the Choctaw and Chickasaw Nations have been furnished a copy of said decision and have been allowed fifteen days from the date of this notice within which to file protest against the action of the Commission in enrolling you as a citizen of the Choctaw Nation. If, at the expiration of said time, no protest has been filed, your name will be placed upon the final rolls of the citizens of the Choctaw Nation to be submitted to the Secretary of the Interior for his approval.

Respectfully,

Chairman.

Registered.
End.7-D610.

DEPARTMENT OF THE INTERIOR.
COMMISSION TO THE FIVE CIVILIZED TRIBES.
SOUTH McALESTER, I.T. Dec.24, 1902.

7-D610

In the matter of the application of Olivia Moncrief for enrollment as an inter married citizen of the Choctaw Nation.

A.Telle, attorney for applicant:

Olivia Moncrief being sworn testified as follows:

Examination by the Commission:

Q What is your name? A Olivia Moncrief.
Q How old are you? A Twenty four.
Q What is your post office address? A Davis, Choctaw Nation. I guess we will move the 1st to Marietta.
Q You are claiming inter married rights in the Choctaw Nation?
A yes sir.
Q What is the name of your Choctaw husband? A Walter L. Moncrief.
Q Is he a recognized and enrolled citizen of the Choctaw Nation?
A Yes sir.
Q When and where were you married to W.L.Moncrief? A Atoka, January 9,1901.
Q Was he a resident at that time of the Choctaw Nation? A No sir.
Q Where was he residing? A In the Chickasaw Nation.
Q What was your residence at that time? A Commanche, Chickasaw Nation.
Q Were you married under United States law or Choctaw law? A United States.
Q How long have you and your husband mainatained a continuous residence in the Choctaw Nation? A We have never lived in the Choctaw Nation.
Q How long have you been in the Chickasaw Nation? A Its been 18 or 19,years;on the Washita.
Q You have lived with your husband W.L.Moncrief since the date of your marriage up to the present time? A Yes sir.
Q You were married under United States law in the Choctaw Nation?
A Yes, at Atoka.
Q Had you lived at Atoka, then? A Just come over there to marry.
Q Both yourself and husband are at the present time residents of the Chickasaw Nation? A Yes sir.
Q Not since or before your marriage have you maintained a continuous residence in the Choctaw Nation? A No sir.
Q Were either you or your husband married before this marriage?
A No sir.

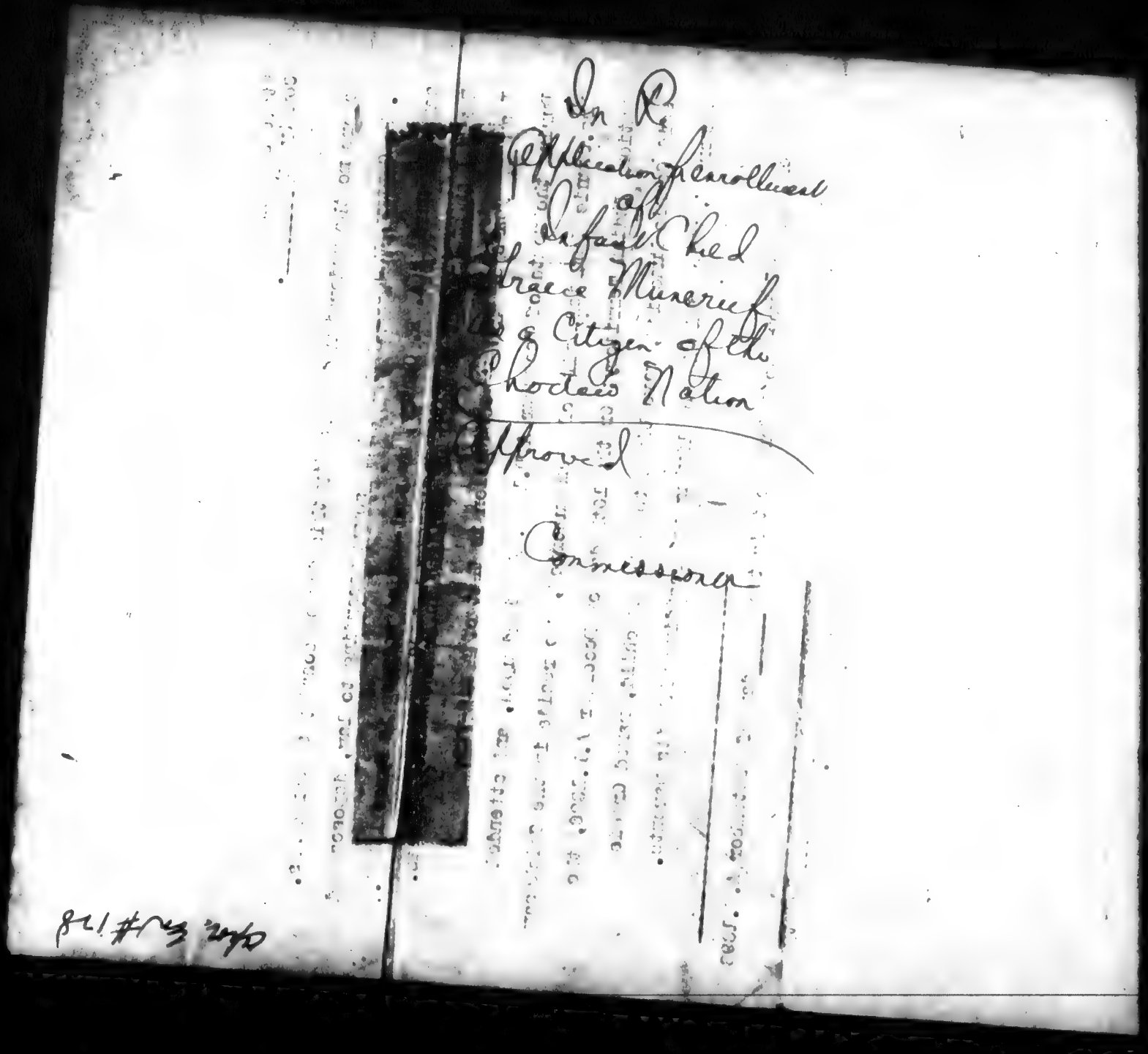
Henry G. Hains being sworn on his oath states that as stenographer to the Commission to the Five Civilized Tribes he reported the above case and that this is a full, true and correct transcript of his stenographic notes on December 24, 1902, in same.

Henry G. Hains

Subscribed and sworn to before me this 8 day of January, 1903.

Charles H Lamy

Notary Public.



In R.
Application for enrollment
of
Infant Child
Grace Muncrief
as a Citizen of the
Choctaw Nation

Approved

Commissioner

Apr. Enr. #128

State of Kansas
County of Cowley

Before me the undersigned authority this day personally appeared Mrs. A. R. Gentry, who being by me duly sowrn according to law, deposes and say[illegible] My name is A. R. Gentry, my post-office address is Purcell Ind. Ter[illegible] I am at present [illegible] residing in Arkansas City, Kansas. I am [illegible] years of age; My occupation is that of a mid-wife.

During the month of December A.D.1898, I waited upon, and attended Mrs.Gennie Muncrief, wife of Sam Muncrief, who reside in the Chickasaw Nation, Indian Territory; On the 10th day of December A.D.1898, the said Gennie Muncrief, gave birth to a female child, named Gracie Muncrief, which childis now living and residing with its parents.

Mrs A R Gentry

Sub cribed and sworn to before me this the 19 day of September A.D.1898

L. D. Ames
Notary Public Cowley County
State of Kansas.

Commission expires Nov. 10th, 1900.

DEPARTMENT OF THE INTERIOR,

COMMISSION TO THE FIVE CIVILIZED TRIBES.

The record in the matter of the application for the enrollment as a citizen by intermarriage of the Choctaw Nation of--

VIRGINIA MUNCRIEF, 7-128.

Department of the Interior
Commission to the Five Civilized Tribes
Pauls Valley, I.T. October 23,1902.

Choctaw 177.

In the matter of the application for enrollment as a citizen by intermarriage of the Choctaw Nation of Jennie Moncrief.

Sam Moncrief being first duly sworn testified as follows:

Examination by the Commission

Q What is your name? A Sam Moncrief.
Q How old are you? A Fifty-three years old my birthday. ---I will be fifty-three January, coming.
Q What is your post office address? A Wayne.
Q How long have you lived in the Chickasaw Nation? A I have been raised in this country. I was born in Arkansas and have been in this country since I was about six months old.
Q You are a citizen by blood of the Choctaw Nation? A Yes, sir.
Q Your rights have never been questioned in any manner? A No,sir
Q Are you married? A Yes, sir.
Q Is your wife living? A Yes, sir.
Q What is her name? A Virginia Moncrief, that is the way she is enrolled.
Q Did she not go by the name of Jennie? A That is the way she goes by all the time.
Q They call her Jennie but her name in fact is Virginia? A Yes,sir
Q She is a white woman? A Yes, sir.
Q An an applicant for enrollment as a citizen by intermarriage of the Choctaw Nation? A Yes, sir.
Q She claims her rights by reason of her marriage to you? A Yes sir.
Q When were you married to this white woman? A Ten years ago the 22nd day of last August.
Q You were married to her under a Chickasaw license? A Yes, I paid fifty dollars.
Where did you live when you married her? A Right here in the Chickasaw country? A
Q You had been living here for a number of years prior to that? A Yes, sir.
Q How long had she been living here? A She had been here for a year before she married.
Q Had she been married before? A No, sir.
Q Had you ever been married before? A I have two wives dead.
Q You were married twice before? A Yes, sir.
Q Both of these former wivesdead when you married Jennie? A Yes, sir.
Have you and Jennie Been living together as husband and wife continuously since your marriage about ten years ago? A Yes,sir
Q You are now living together in the Chickasaw Nation as husband and wife and are bonafide residents of this Nation? A Yes,sir.

G. Rosenwinkel being duly sworn on his oath states that as stenographer to the Commission to the Five Civilized Tribeshe reported in full all the proceedings had in the above entitled cause on October 23, 1902, and that the above and foregoing is a full, true and correct transcript ofhis stenographic notes in said cause on said date.

G. Rosenwinkel

Subscribed and sworn to before me this 10 Day of November 1902.

Thos. Kearney

Notary Public.

OFFICE OF
COUNTY & PROBATE CLERK,
[illegible] COUNTY C.C.

Stonewall, Ind. Ter., ...190

Pontotoc County Chickasaw Nation. By authority vested in me by law I hereby grant a license to Miss Virginia Datson a united state citizen to wed Mr Samuel Moncrief of the Choctaw Tribe of Indian by blood whome reside in the Chickasaw Nation complied with the law of the Chickasaw Nation pass and approved Oct 1876 more especially with sec 1st of the Same

given under my hand on this the 9th day of July 1890

attest
B. F. Perry
Co clerk of
Pontotoc Co. C N

Reubin Corney
County Judge of
Pontotoc Co.
Chickasaw Nation.

Recorded on this August 18th 1891. B. F. Perry clerk.
This certify that the above of the foregoing as contained in this volume are the true and correct copy of the original marriage license on the record in my office of Pontotoc County C. N.

Jno. C. Atkins
Co & probate clerk of
Pontotoc County C. N.

Marriage
Certificate of
Samuel Moncrief

1891

Purcell. End. Ver.

This is to certify that I Rev. Vincent Joly, a catholic priest, have united in the bonds of matrimony:
Samuel Muncrief
& Virginia Dotson
on the thirtieth day of July A. D. 1891.

Witness my hand Henry Dadron
Rev. Vincent Joly.
Joseph. Anderson

Recorded on page 147 of Marriage Record Book this Aug 18th 1891

B. F. Perry Clerk
County Court

7 - 128.

DEPARTMENT OF THE INTERIOR,
COMMISSION TO THE FIVE CIVILIZED TRIBES.

In the matter of the application for the enrollment of Virginia Muncrief as a citizen by intermarriage of the Choctaw Nation.

DECISION.

It appears from the record herein that Virginia Muncrief, (nee Dodson) on July 30, 1891, was married in accordance with the laws, customs and usages of the Chickasaw Nation to Sam Muncrief, a recognized and enrolled citizen by blood of the Choctaw Nation, whose name appears as No. 267 upon the lists prepared by this Commission under the act of Congress approved July 1, 1902, (32 Stat., 641) of persons entitled to enrollment as citizens by blood of the Choctaw Nation and approved by the Secretary of the Interior December 12, 1902; that at the time of said marriage both persons above mentioned were residents in good faith of the Chickasaw Nation and that they lived together continuously in Indian Territory as husband and wife from the date of said marriage up to and including September 25, 1902.

It is, therefore, the opinion of this Commission that Virginia Muncrief should be enrolled as a citizen by intermarriage of the Choctaw Nation, in accordance with the provisions of the acts of Congress approved June 28, 1898, (30 Stat., 495) and July 1, 1902, (32 Stat., 641), and it is so ordered.

COMMISSION TO THE FIVE CIVILIZED TRIBES.

Chairman.

Commissioner.

Commissioner.

Commissioner.

Muskogee, Indian Territory,

DEC 2 1903

COPY. Choctaw 188

Muskogee, Indian Territory, December 2, 1903.

Virginia Munerief,

Wayne, Indian Territory.

Dear Madam:

Enclosed herewith you will find a copy of the decision of the Commission to the Five Civilized Tribes, rendered December 2nd, 1903, granting your application for enrollment as a citizen by intermarriage of the Choctaw Nation.

The attorneys for the Choctaw and Chickasaw Nations have been furnished a copy of this decision and have been allowed fifteen days from the date hereof in which to file protest against the action of the Commission in enrolling you as a citizen of the Choctaw Nation. If at the expiration of that time no protest has been filed, your name will be placed upon the final rolls of the citizens of the Choctaw Nation to be submitted to the Secretary of the Interior for his approval.

Respectfully,

(SIGNED)

Tams Bixby.

Chairman.

Registered.

Enc. V-188.

C. Y. Choctaw 128.

Muskogee, Indian Territory, December 2, 1903.

Dorset Carter,

Attorney at Law,

Purcell, Indian Territory.

Dear Sir:

You are hereby notified that the Commission to the Five Civilized Tribes rendered a decision, dated December 2, 1903, granting the application of Virginia Munorief for enrollment as a citizen by intermarriage of the Choctaw Nation.

The attorneys for the Choctaw and Chickasaw Nations have been furnished a copy of said decision and have been allowed fifteen days from the date hereof in which to file protest against the action of the Commission in enrolling said Virginia Munorief as a citizen of the Choctaw Nation. If at the expiration of that time no protest has been filed, her name will be placed upon the final rolls of the citizens of the Choctaw Nation to be submitted to the Secretary of the Interior for his approval.

Respectfully,

(SIGNED).

Tams Bixby.

Chairman.

Registered.

...Y. Choctaw 128

Muskogee, Indian Territory, December 2, 1903.

Mansfield, McMurray & Cornish,

Attorneys for Choctaw and Chickasaw Nations,

South McAlester, Indian Territory.

Gentlemen:

Enclosed herewith you will find a copy of the decision of the Commission, rendered December 2, 1903, granting the application of Virginia Muncrief for enrollment as a citizen by intermarriage of the Choctaw Nation.

You are hereby advised that you will be allowed fifteen days from the date hereof in which to file protest against the action of the Commission in enrolling said Virginia Muncrief as a citizen of the Choctaw Nation. If at the expiration of that time no protest has been filed, her name will be placed upon the final rolls of the citizens of the Choctaw Nation to be submitted to the Secretary of the Interior for his approval.

Respectfully,

(SIGNED)

Tams Bixby.

Chairman.

Registered.

Enc. 7-128.

Choctaw D 610

Muskogee, Indian Territory, February 12, 1904.

Olivia Mamerief,

Comanche, Indian Territory.

Dear Madam:

You are hereby advised that under direction of the Secretary of the Interior of November 18, 1903, and upon a protest filed with the Commission by the attorneys for the Choctaw and Chickasaw Nations dated January 23, 1904, no further action will be taken relative to your enrollment as an intermarried citizen of the Choctaw Nation until the Commission is further instructed by the Secretary of the Interior.

Respectfully,

Commissioner in Charge.

7-128.

Muskogee, Indian Territory, May 3, 1905.

Walter Lee Monerief,

Comanche, Indian Territory.

Dear Sir:

Receipt is hereby acknowledged of the affidavits of Olivia Monerief and William B. Cudgington to the birth of Clinton Monerief, son of Walter L. and Olivia Monerief, June 6, 1903, and the same have been filed with our records as an application for the enrollment of said child.

Respectfully,

Chairman.

7-128

Muskogee, Indian Territory, May 8, 1905.

Claud Weaver,

Attorney at Law,

Pauls Valley, Indian Territory.

Dear Sir:

Receipt is hereby acknowledged of your letter of April 26, 1905, enclosing affidavits of Georgia Munerief Anderson and I. J. Lamb to the birth of Murray Munerief Anderson, son of Charles E. and Georgia Munerief Anderson, May 4, 1903; receipt is also acknowledged of your letter of April 29, 1905, asking that you be notified if the application for the enrollment of Murray Munerief Anderson is in proper shape.

In reply to your letter you are advised that the affidavits heretofore forwarded to the birth of Murray Munerief Anderson have been filed with our records as an application for the enrollment of said child. In event further evidence is necessary to enable the Commission to pass upon his rights to enrollment you will be duly notified.

Respectfully,

Commissioner in Charge.

7-128

Muskogee, Indian Territory, June 6, 1905.

Claud Weaver,

Attorney at Law,

Paoli Valley, Indian Territory.

Dear Sir:

Receipt is hereby acknowledged of your letter of May 16, 1905, asking if application has been made to this Commission for the enrollment of C. E. Anderson, husband of Georgia E. Moncrief, a Choctaw Indian by blood.

In reply to your letter you are advised that it does not appear from our records that application has been made to this Commission by or on behalf of Charles E. Anderson, husband of Georgia Moncrief for enrollment as an intermarried citizen of the Choctaw Nation and under the provisions of the act of Congress approved July 1, 1902 the Commission is now without authority to receive or consider such an application in his behalf.

Respectfully,

Chairman.

MEMORANDUM.

Choctaw Case No.

Date JAN 8 1901

Name Olivia Muncrief

Age 22.

Post-Office: Comanche, I. T.

FATHER: Henry P. Clowney - ✓

MOTHER: Clara A. Clowney - ✓

Children.

Applies as an intermarried Choctaw by reason of her marriage to Walter L. Muncrief on Choctaw card # 128.

DEPARTMENT OF THE INTERIOR,
COMMISSION TO THE FIVE CIVILIZED TRIBES.
FILED
JAN 25 1901

Acting Commissioner.

Stenographer

Myra Young.

EMPTY

130 A. H. Trueblood et al Granted Choc

DEPARTMENT OF THE INTERIOR,

COMMISSION TO THE FIVE CIVILIZED TRIBES,

The record in the matter of the application for the enrollment as a citizen by intermarriage of the Choctaw Nation of--

A. E. TRUEBLOOD, 7-150.

Choctaw---150.

Department of the Interior,
Commission to the Five Civilized Tribes.
Pauls Valley, I. T., October 22, 1902.

In the matter of the application for enrollment as a citizen by intermarriage of the Choctaw Nation of A. H. Trueblood.

A. H. Trueblood being duly sworn testifies as follows:

Examination by the Commission.

Q What is your name? A A. H. Trueblood.
Q How old are you? A Thirty.
Q What is your post office address? A Purcell.
Q How long have you lived in the Chickasaw Nation? A 12 years.
Q Lived here continuously for the past 12 years? A Was absent three times.
Q How long at a time? A Three months once and three the second time and seven months the third time.
Q Did you maintain a residence elsewhere during those periods of time? A Yes sir.
Q When was the first time you were absent? A In 1891.
Q When the next time? A The next in 1894.
Q When was the next time? A 1896.
Q Seven months you were gone then? A The fall of '96 and spring of '97.
Q Since 1897 you have lived here continuously? A Yes sir.
Q You are a white man, and an applicant for enrollment as a citizen by intermarriage of the Choctaw Nation? A Yes sir.
Q Whatis the name of your Choctaw wife through whom you claim your right? A Mary J. Monorief.
Q When were you married to thisChoctaw woman? A In 1893.
Q Where? A Pontotoc County, Chickasaw Nation.
Q Was she a resident of that county at that time? A Yes sir.
Q Had she lived all her life in the Chickasaw Nation? A Yes sir.
Q How long had you been in the Chickasaw Nation when you married her? A About three years.
Q Were you ever married before you married her? A No sir.
Q Was she ever married before she married you? A No sir.
Q Were you married under Chickasaw law? A Yes sir.
Q What did your license costs you? A Fifty dollars.
Q Were you admitted as an intermarried citizen by the Commission to the Five Civilized Tribes in 1896? A Yes sir.
Q Have you since your admission in 1896 been living with this woman, Mary J. Monorief, continuously as her husband? A Yes sir.
Q And you are now living together as husband and wife and are bona fide residents of the Chickasaw Nation? A Yes sir.

A. H. Trueblood----2

W. H. Martin being duly sworn on oath states that as stenographer to the Commission to the Five Civilized Tribes he recorded in full the above proceedings at Pauls Valley, I. T., on the 22nd day of October, 1902, and that the within and foregoing is a full, true and correct transcript of his stenographic notes in the same.

W. H. Martin

Subscribed and sworn to before me this 24 day of October, 1902.

C. S. Hamm

Notary Public.

7 - 130.

DEPARTMENT OF THE INTERIOR.
COMMISSION TO THE FIVE CIVILIZED TRIBES.

In the matter of the application for the enrollment of A. H. Trueblood as a citizen by intermarriage of the Choctaw Nation.

DECISION.

It appears from the record herein that A. H. Trueblood appeared before the Commission and made personal application for enrollment as a citizen by intermarriage of the Choctaw Nation, claiming his right thereto by virtue of his marriage with Mary J. Trueblood (nee Monorief), a recognized and enrolled citizen by blood of the Choctaw Nation, whose name appears as No. 271 upon the lists prepared by this Commission under the act of Congress approved July 1, 1902, (32 Stat., 641) of persons entitled to enrollment as citizens by blood of the Choctaw Nation and approved by the Secretary of the Interior December 12, 1902.

It further appears from the records of the Commission that on September 8, 1896, in the case entitled "A. H. Trueblood, et al. vs. Choctaw Nation," (1896 Choctaw Citizenship Docket, case No.284), the applicant herein made original application to this Commission under the provisions of the act of Congress approved June 10, 1896, (29 Stat., 321) for admission to citizenship in the Choctaw Nation, claiming his right thereto by virtue of his marriage with the said Mary J. Trueblood (nee Monorief), and on December 2, 1896, the said A. H. Trueblood was by this Commission admitted to citizenship in the Choctaw Nation as a citizen by intermarriage, from which decision of the Commission no appeal was taken.

It further appears from the evidence in this case that the applicant herein was a resident in good faith of Indian Territory on June 28, 1898, and that his status as an intermarried citizen remained unchanged from the date of his said admission in 1896 up to and including September 25, 1902.

It is, therefore, the opinion of this Commission that A. H. Trueblood should be enrolled as a citizen by intermarriage of the Choctaw Nation, under the provisions of the acts of Congress approved June 28, 1898, (30 Stat., 495) and July 1, 1902, (32 Stat., 641), and it is so ordered.

COMMISSION TO THE FIVE CIVILIZED TRIBES.

Chairman.

Commissioner.

Commissioner.

Commissioner.

Muskogee, Indian Territory,

COPY. Choctaw-130.

Muskogee, Indian Territory, December 3, 1903.

A. N. Trueblood,

Purcell, Indian Territory.

Dear Sir:

Enclosed herewith you will find a copy of the decision of the Commission to the Five Civilized Tribes, rendered December 3, 1903, granting your application for enrollment as a citizen by intermarriage of the Choctaw Nation.

The attorneys for the Choctaw and Chickasaw Nations have been furnished a copy of this decision and have been allowed fifteen days from the date hereof in which to file protest against the action of the Commission in enrolling you as a citizen of the Choctaw Nation. If at the expiration of said time no protest has been filed, your name will be placed upon the final rolls of the citizens of the Choctaw Nation to be submitted to the Secretary of the Interior for his approval.

Respectfully,

Tibbey.

Chairman.

Registered.

Enc. 7-130.

COPY. Choctaw-130.

Muskogee, Indian Territory, December 3, 1903.

Mansfield, McMurray & Cornish,
Attorneys for Choctaw and Chickasaw Nations.
South McAlester, Indian Territory.

Gentlemen:

Enclosed herewith you will find a copy of the decision of the Commission, rendered December 3, 1903, granting the application of A. H. Trueblood for enrollment as a citizen by intermarriage of the Choctaw Nation.

You are hereby advised that you will be allowed fifteen days from the date hereof in which to file protest against the action of the Commission in enrolling said A. H. Trueblood as a citizen of the Choctaw Nation. If at the expiration of said time no protest has been filed, his name will be placed upon the final rolls of the citizens of the Choctaw Nation to be submitted to the Secretary of the Interior for his approval.

Respectfully,

[illegible]

[illegible] Kirby.

Registered. Chairman.

Enc. 7-130.

IN RE

Application for Enrollment of

INFANT CHILD.

Albert H. Pickard Jr.

As a citizen of the

Choctaw Nation.

Approved MAY 24 1900

Commissioner.

FILED
MAR 21 1900
COMMISSION TO FIVE TRIBES.

Choc.
130.

Department of the Interior.

COMMISSION TO THE FIVE CIVILIZED TRIBES.

IN RE Application for Enrollment, as a citizen of the Choctaw Nation,
of Albert H. Trueblood Jr., born on the 25th day of February, 1900.
Name of father: A. H. Trueblood, a citizen of the Choctaw Nation.
Name of mother: Mary J. Trueblood, a citizen of the Choctaw Nation.
Post Office: Purcell, I. T.

AFFIDAVIT OF MOTHER.

UNITED STATES OF AMERICA,
INDIAN TERRITORY,
Southern District.

I, Mary J. Trueblood, on oath, state that I am 24 years of age and a citizen, by blood, of the Choctaw Nation; that I am the lawful wife of A. H. Trueblood who is a citizen, by Intermarriage, of the Choctaw Nation; that a male child was born to me on the 25th day of February, 1900; that said child has been named Albert H. Trueblood Jr., and is now living.

Mary J. Trueblood

Subscribed and sworn to before me this 9 day of March, 1900.

Samuel B Douglas
Notary Public.

AFFIDAVIT OF ATTENDING PHYSICIAN, OR MIDWIFE.

UNITED STATES OF AMERICA,
INDIAN TERRITORY,
Southern District.

I, J. S. Childs, a Physician, on oath, state that I attended on Mrs. Mary J. Trueblood, wife of A. H. Trueblood on the 25th day of February, 1900; that there was born to her on said date a male child; that said child is now living and is said to have been named Albert H. Trueblood Jr.

J. S. Childs

Subscribed and sworn to before me this 9 day of March, 1900

Samuel B Douglas
Notary Public.

J. S. CHILDS, M. D.

PURCELL, INDIAN TERRITORY. 7/15 1898.

To whom it may Concern: This

is to Certify that I was in attendance on

Mrs Mary J. Smallwood Wife of A. H. Smallwood

When She was delivered of a female

Child on the 18th day of April 1898

Subscribed and Sworn to

before me this 15 day of Sept 1898

[illegible]

Notary Public

W. O. BLANCHARD & CO.

DEALERS IN

DRY GOODS, CLOTHING, SHOES, ETC.

Ladies' and Gentlemen's Furnishing Goods a Specialty.

Purcell, I. T. 9/15 1896.

To The Hon. Dawes Commission
Muskogee, I.T.

Gentlemen:

The name of the child mentioned in certificate enclosed is Sam Muncrief Trueblood, and shall be so enrolled.

Yours &c

A.H. Trueblood.

9-1-20 CHOCTAW. 99

IN RE

Application for Enrollment of

INFANT CHILD

Sam Mercy Trueblood,

as a citizen of the

CHOCTAW. Nation.

Approved, AUG 6 1900 190

Commissioner.

DEPARTMENT OF THE INTERIOR,
COMMISSION TO THE FIVE CIVILIZED TRIBES.
FILED
AUG 6 1900

ACTING CHAIRMAN.

CHOCTAW.

130

Department of the Interior,

COMMISSION TO THE FIVE CIVILIZED TRIBES.

IN RE Application for Enrollment, as a citizen of the Choctaw Nation, of Sam Muncrief Trueblood (Here insert name of child.), born on the 19th day of April, 1898

Name of Father: A.H. Trueblood, a citizen of the Choctaw Nation.

Name of Mother: Mary J. Trueblood, a citizen of the Choctaw Nation.

Postoffice, Purcell, I.T.

AFFIDAVIT OF MOTHER.

UNITED STATES OF AMERICA,
INDIAN TERRITORY.
Southern District.

I, Mary J. Trueblood, on oath state that I am 26 years of age and a citizen, by blood, of the Choctaw Nation; that I am the lawful wife of A.H. Trueblood, who is a citizen, by intermarriage, of the Choctaw Nation; that a male (male or female) child was born to me on the 19th day of April 1898; that said child has been named Sam Muncrief Trueblood, and is now living.

WITNESSES TO MARK: Mary J. Trueblood

(Must be Two Witnesses.)

Subscribed and sworn to before me this 17th *day of* July 1900

Sue Boothe NOTARY PUBLIC

AFFIDAVIT OF ATTENDING PHYSICIAN, OR MIDWIFE.

UNITED STATES OF AMERICA,
INDIAN TERRITORY.
Southern District.

I, J. S. Childs, a Physician, on oath state that I attended on Mrs. Mary J. Trueblood, wife of A.H. Trueblood, on the 19th day of April, 1898; that there was born to her on said date a male (male or female) child; that said child is now living and is said to have been named Sam Muncrief Trueblood.

J. S. Childs M.D.

WITNESSES TO MARK:

(Must be Two Witnesses.) Jno. J. Johnson

Subscribed and sworn to before me this 27th *day of* July 1900

Sue Boothe NOTARY PUBLIC

No letter 7/2 9/00 Gmoc

CHOCTAW. INDEXED

IN RE

Application for Enrollment of

INFANT CHILD

Pauline Trueblood

as a citizen of the

CHOCTAW

Nation.

Approved, MAY 13 1902 190

Commissioner.

DEPARTMENT OF THE INTERIOR,
COMMISSION TO THE FIVE CIVILIZED TRIBES.
FILED
MAY 13 1902

ACTING CHAIRMAN.

CHOCTAW.
130.

DEPARTMENT OF THE INTERIOR.

COMMISSION TO THE FIVE CIVILIZED TRIBES.

IN RE Application for Enrollment, as a citizen of the Choctaw Nation,
of Pauline Drueblood, born on the 12th day of April, 1902
(Here insert name of child)
Name of Father: A.H. Drueblood, a citizen of the Choctaw Nation.
Name of Mother: Mary J. Drueblood, a citizen of the Choctaw Nation.
Post-office, Purcell, I.T.

AFFIDAVIT OF MOTHER.

UNITED STATES OF AMERICA,
INDIAN TERRITORY.
Southern District.

I, Mary J. Drueblood, on oath state that I am 28 years of age and a citizen, by Blood, of the Choctaw Nation; that I am the lawful wife of A.H. Drueblood, who is a citizen, by Marriage, of the Choctaw Nation; that a female child was born to me on the 12th day of April 1902 that said child has been named Pauline Drueblood, and is now living.

Mary J. Drueblood

WITNESSES TO MARK:

(Must be Two Witnesses.)

Subscribed and sworn to before me this 30th day of April 1902.

Dorsey Carter
NOTARY PUBLIC

AFFIDAVIT OF ATTENDING PHYSICIAN, OR MIDWIFE.

UNITED STATES OF AMERICA,
INDIAN TERRITORY
Southern District.

I, G.M. Dralle, a Physician, on oath state that I attended on Mrs. Mary J. Drueblood wife of A.H. Drueblood, on the 12 day of April, 1902, that there was born to her on said date a female (male or female) child; that said child is now living and is said to have been named Pauline Drueblood.

G.M. Dralle

WITNESSES TO MARK

(Must be Two Witnesses)

Subscribed and sworn to before me this 30th day of April 1902

Dorsey Carter
NOTARY PUBLIC.

131 mabel morse Granted Choc

Choctaw

Mabel Morse
age 13

page 359 CCR No 2
Chick. Dist.

Choctaw Residing in
Chick. Dist.

ok
Bixby

131

132 James E. Burch et al Granted Chec

DEPARTMENT OF THE INTERIOR,

COMMISSION TO THE FIVE CIVILIZED TRIBES.

The record in the matter of the application for the enrollment as a citizen by intermarriage of the Choctaw Nation of--

JAMES E. BURCH, 7-132.

Department of the Interior
Commission to the Five Civilized Tribes
Pauls Valley, I.T. October 22, 1902.

Choctaw 132

In the matter of the application for enrollment as a citizen by intermarriage of the Choctaw Nation of James E. Burch.

James E. Bucrh being first duly sworn testified as follows:

Examination by the Commission

Q What is your name? A James E? Burch.
Q How old are you? A Thirty-five years old.
Q What is your post office address? A Whitebead.
Q How long have you resided in the Chickasaw Nation? A Very near eleven years.
Q Maintained a continuous residence here for that lenght of time? A Yes, sir.
Q You are a white man are you sir? A Yes, sir.
Q Claimant as a citizen by intermarriage of the Choctaw Nation? A Yes, sir.
Q What is the name of your Choctaw wife? A Lizzie Garvin.
Q She was always a recognized citizen of the tribe? A Yes, sir.
Q Her rights as such have never been questioned? A No, sir.
Q When did you first marry this woman? A March 18, 1891.
Q Were you ever marriied before you married her? A No, sir.
Q Was she ever married prior to her marriage to you? A No, sir.
Q Were you married to her under a Chickasaw tribal license? A Yes, sir.
Q How much did you pay for that license? A Fifty dollars.
Q Your wife is now dead? A Yes, sir.
Q Did you live with her up to the time of her death? A Yes, sir.
Q No separation, desertion or divorce ? A No, sir.
Q When did she die? A September 26, 1895.
Q After her death you applied to the Dawes Commission to be admitted as an intermarried citizen of the Choctaw Nation? A Yes, sir
Q Were you admitted? A Yes, sir.
Q Have you since that admission in 1896 married any other person? No, sir.
Q You are still unmarried? A Yes, sir.
Q You have been for the past thirteen years a bonafide resident of the Chickasaw Nation? A Eleven ortwelve years.
Q You and your child , Raymon G., are now living together in the Chickasaw Nation? A Yes, sir.

G. Rosenwinkel being duly sworn on his oath states that as stenographer to the Commission to the Five Civilized Tribes he reported in full all the proceedings had in the above entitled cause on October 22, 1902, and that the above and foregoing is a full, true and correct transcript of his stenographic notes in said cause on said date.

G. Rosenwinkel

Subscribed and sworn to before me this 20 day of November 1902.

Charles H. Sawyer

Notary Public.

Copy.

Marriage Record for P. C. C.N 1891
Chickasaw Nation } Ardmore I.T
County of Pickens } March 13th 1891

To any Person authorized by law to solemnize marriages You are here by commanded to Solemnize the Rites and Publish the Bonds of matrimony between J. E. Burch age 24 years and a citizen of U.S. of A. and Miss Lizzie Garvin age 18 years a Chickasaw Citizen of P. Co. C.N according to Law. And do you officially sign and Return this License to the parties here in named.

Witness my hand officially this 13th day of March A.D. 1891.

Richard McLish
C and P. Judge
P Co. C.N

Chickasaw Nation }
County of Pickens }

I Rev. Vincent Joly. do hereby certify that on the 18th day of March 1891. I did duly and according to Law.

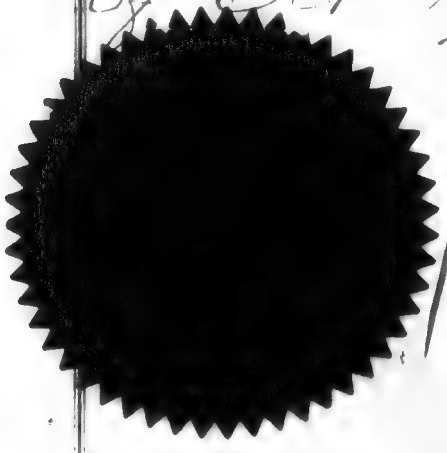
as Commanded in the
forgoing license to emerge
the Rites and Publish the bonds
of matrimony between Repar-
ties there are named.
Witness my hand [illegible] day
of March [illegible]

Rev. [illegible]
Catholic Priest

Chickasaw Nation
Indian Ter.
County of Pickens

[illegible] A. J. Lewis
Clerk of the County Court Pick-
ens County Chickasaw Nation Ind.
Ter. do hereby certify that the
forgoing is a true and cor-
rect copy of the original forgoing
handed me for Record and
duly Recorded in page [illegible]
Marriage Register
Given under my hand and
the seal of said County at office
in Pickens County this 16th
day of May 1871.

A. J. Lewis
County Clk. P.
Co. C. N.



1660

7 - 132.

DEPARTMENT OF THE INTERIOR,
COMMISSION TO THE FIVE CIVILIZED TRIBES.

In the matter of the application for the enrollment of James E. Burch as a citizen by intermarriage of the Choctaw Nation.

DECISION.

It appears from the record herein that James E. Burch appeared before the Commission and made personal application for enrollment as a citizen by intermarriage of the Choctaw Nation, claiming his right thereto by virtue of his marriage with Lizzie Burch (nee Garvin), a recognized and enrolled citizen by blood of the Choctaw Nation, who died September 26, 1895.

It further appears from the records of the Commission that on September 8, 1896, in the case entitled "J. E. Burch, et al. vs. Choctaw Nation," (1896 Choctaw Citizenship Docket, case No. 882), the applicant herein made original application to this Commission under the provisions of the act of Congress approved June 10, 1896, (29 Stat., 321), for admission to citizenship in the Choctaw Nation, claiming his right thereto by virtue of his marriage with the said Lizzie Burch (nee Garvin), and on December 4, 1896, the said James E. Burch was by this Commission admitted to citizenship in the Choctaw Nation as a citizen by intermarriage, from which decision of the Commission no appeal was taken.

It further appears from the evidence in this case that the applicant herein was a resident in good faith of Indian Territory on June 28, 1898, and that his status as an intermarried citizen remained unchanged from the date of his said admission in 1896 up to and including September 25, 1902.

It is, therefore, the opinion of this Commission that James E. Burch should be enrolled as a citizen by intermarriage of the Choctaw Nation, under the provisions of the acts of Congress approved June 28, 1898, (30 Stat., 495) and July 1, 1902, (32 Stat., 641), and it is so ordered.

COMMISSION TO THE FIVE CIVILIZED TRIBES.

Chairman.

Commissioner.

Commissioner.

Muskogee, Indian Territory,

Commissioner.

Choctaw-132.

Muskogee, Indian Territory, December 3, 1903.

James E. Burch,

Whitebead, Indian Territory.

Dear Sir:

Enclosed herewith you will find a copy of the decision of the Commission to the Five Civilized Tribes, rendered December 3, 1903, granting your application for enrollment as a citizen by intermarriage of the Choctaw Nation.

The attorneys for the Choctaw and Chickasaw Nations have been furnished a copy of this decision and have been allowed fifteen days from the date hereof within which to file protest against the action of the Commission in enrolling you as a citizen of the Choctaw Nation. If at the expiration of said time no protest has been filed, your name will be placed upon the final rolls of the citizens of the Choctaw Nation to be submitted to the Secretary of the Interior for his approval.

Respectfully,

(SIGNED)

Tams Bixby.

Chairman.

Registered.

Enc. 7-132.

COPY. Choctaw-132.

Muskogee, Indian Territory, December 3, 1903.

Mansfield, McMurray & Cornish,

Attorneys for the Choctaw and Chickasaw Nations,

South McAlester, Indian Territory.

Gentlemen:

Enclosed herewith you will find a copy of the decision of the Commission, rendered December 3, 1903, granting the application of James R. Burch, for enrollment as a citizen by intermarriage of the Choctaw Nation.

You are hereby advised that you will be allowed fifteen days from the date hereof within which to file protest against the action of the Commission in enrolling said James R. Burch as a citizen of the Choctaw Nation. If at the expiration of said time no protest has been filed, his name will be placed upon the final rolls of the citizens of the Choctaw Nation to be submitted to the Secretary of the Interior for his approval.

Respectfully,

(SIGNED).

Chairman.

Registered.

Enc. 7-132.

133 Clifton E. Winters Granted Choc

T-135

Muskogee, Indian Territory, June30, 1906.

Clifton M. Winters,

Roberson, Indian Territory.

Dear Sir:

Receipt is hereby acknowledged of the joint affidavit of Henry Craig, Dean Rayburn and Lee Weatherford to the marriage of C. M. Winters and Myrtle Farris and the same has been filed in the matter of the enrollment of your child Charles Thomas Winters.

Respectfully,

Commissioner.

T-133

Muskogee, Indian Territory, July 28, 1906.

W. E. Winter,

Robberson, Indian Territory.

Dear Sir:-

Receipt is hereby acknowledged of your letter of July 19, 1906, in which you state that on January 1, 1905, you married Myrtle Farris, a non-citizen, and you ask how to proceed to have her enrolled as an intermarried citizen of the Choctaw Nation.

In reply you are advised that under the Act of Congress approved July 1, 1902, no person who married a citizen of the Choctaw or Chickasaw Nation subsequent to the date of the ratification of said Act, September 25,1902, is entitled to enrollment and allotment as an intermarried citizen of either of said nations.

Respectfully,

Commissioner.

Chestnut

Clifton E. Wrinters
age 19

page 489 - C C R No 2
Chick dist

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OK
Bixby

133

134 michael mc menamin

DEPARTMENT OF THE INTERIOR,

COMMISSION TO THE FIVE CIVILIZED TRIBES.

---o---

The record in the matter of the application for the enrollment as a citizen by intermarriage of the Choctaw Nation of -

MICHAEL McMENAMIN, -- Choctaw No. 134.

-- -- -- -- -- -- -- --

Department of the Interior
Commission to the Five Civilized Tribes
Ardmore, I.T. October 30,1902.

Choctaw 134.

In the matter of the application for enrollment as a citizen by intermarriage of the Choctaw Nation of Michael McMenamin.

Michael McMenamin being first duly sworn testified as follows:

Examination by the Commission

Q What is your name? A Michael Mc Menamin.
Q How do you spell that McMenamin? A M-c-n-a-m-i-n.
Q How old are you? A Somewhere about seventy-four.
Q Your post office address? A Wynnewood.
Q How longhave you resided in the Chickasaw Nation? A I guess '61 or two to the best of my knowledge.
Q You came here then? A I came here in '65.
Q Have you lived here ever since? A Yes,sir.
Q Lived here continuously since '62 have you? A No ,sir, I was two yearsgone.
Q What two years was that? A '68 and '69.
Q Been here ever since then? A Ever since '70.
Q Continuously? A Yes,sir.
Q You are a white man? A Yes,sir; I am an Irishman.
Q You are an intermarried citizen of the Choctaw Nation? A That is what they say.
Q What is the name of your Choctaw wife? A Harriet Gardner.
Q She was a recognized citizen was she? A Yes; Choctaw I believe.
Q You was admitted by the Dawes Commission in 1896 as an intermarried citizen? A Yes,sir.
Q Have you since your admission in 1896 remarried? A No,sir; I remarried in 1876.
Q You have not married any woman since 1896, the last six years? No; the last about twenty-five years ago.
Q Lived here in the Chickasaw Nation continuously for the last six years? A Yes,sir.

G. Rosenwinkel being duly sworn on his oath states that as stenographer to the Commission to the Five Civilized Tribes he reported in full all the proceedings had in the above entitled cause on October 30, 1902, and that the above and foregoing is a full, true and correct transcript of his stenographic notes in said cause on said date.

G. Rosenwinkel

Subscribed and sworn to before me this 29 day of November 1902.

Notary Public.

7-134

DEPARTMENT OF THE INTERIOR
COMMISSION TO THE FIVE CIVILIZED TRIBES

In the matter of the application for the enrollment of Michael McMenamin as a citizen by intermarriage of the Choctaw Nation

----DECISION----

It is shown by the Census Card record in this case that application was made to the Commission at its session held at Pauls Valley, Indian Territory, commencing September 12, and ending September 16, 1898, for the enrollment of Michael McMenamin as a citizen by intermarriage of the Choctaw Nation. Further proceedings in the matter of said application were had at Ardmore, Indian Territory on October 30, 1902.

It further appears from the evidence submitted in this case and the records in the possession of the Commission that on September 9, 1896, in a case entitled "M. McMinamen, et al., vs. Choctaw Nation", 1896 Choctaw Citizenship Docket, Case No. 1267, application was made to the Commission under the provisions of the Act of Congress approved June 10, 1896 (29 Stats., 321) for the admission of the applicant herein to citizenship in the Choctaw Nation by reason of his marriage to Harriett McMenamin (nee Gardner) a recognized citizen by blood of the Choctaw Nation; that on December 8, 1896, the applicant herein was admitted to citizenship in the Choctaw Nation by this Commission; that no appeal was taken from said decision, and that his status as a citizen by intermarriage of the Choctaw Nation has remained unchanged from the time of said decision up to and including September 25, 1902. It also appears from the evidence submitted in this case that the applicant herein was a resident in good faith of Indian Territory on June 28, 1898.

It is, therefore, the opinion of this Commission that Michael McMenamin should be enrolled as a citizen by intermarriage of the Choctaw Nation in accordance with the Acts of Congress approved June 28, 1898 (30 Stats. 495) and July 1, 1902 (32 Stats. 641), and it is so ordered.

COMMISSION TO THE FIVE CIVILIZED TRIBES

Chairman.

COMMISSIONER

COMMISSIONER

COMMISSIONER

Muskogee, Indian Territory.

JUL 20 1903

Choctaw-134.

COPY.

Muskogee, Indian Territory, July 20, 1903.

Michael McMenamin,

Wynnewood, Indian Territory.

Dear Sir:

Inclosed herewith you will find a copy of the decision of the Commission, rendered July 20, 1903, granting your application for enrollment as a citizen by intermarriage of the Choctaw Nation.

The attorneys for the Choctaw and Chickasaw Nations have been furnished a copy of this decision and have been allowed fifteen days from this date within which to file protest against the action of the Commission in enrolling you as a citizen of the Choctaw Nation. If at the expiration of that time, no protest has been filed, your name will be placed upon the final rolls of the citizens of the Choctaw Nation to be submitted to the Secretary of the Interior for his approval.

Respectfully,

T. B. Needles.

Commissioner in Charge.

Registered.

Enc IBS.43/20

Choctaw-134.

OPY.

Muskogee, Indian Territory, July 20, 1903.

Mansfield, McMurray & Cornish,

Attorneys for the Choctaw and Chickasaw Nations,

South McAlester, Indian Territory.

Gentlemen:

Inclosed herewith you will find a copy of the decision of the Commission, rendered July 20, 1903, granting the application of Michael McMenamin for enrollment as a citizen by intermarriage of the Choctaw Nation.

You are hereby advised that you will be allowed fifteen days from this date within which to file protest against the action of the Commission in enrolling the applicant herein as a citizen of the Choctaw Nation. If at the expiration of that time, no protest has been filed, the name of the applicant will be placed upon the final rolls of the citizens of the Choctaw Nation to be submitted to the Secretary of the Interior for his approval.

Respectfully,

Registered.

Enc. IBS. 44/20

Commissioner in Charge.

EMPTY

136 E. M. Mackey et al Granted Choc

Feb 6, 1904 - Protest of Atty's to enrollment of #2 filed

Feb 11, 1904 - Protest forwarded Dept

April 8, 1905 Decision of Commission of July 20, 1903 refusing Wayne Leo Mackey reversed by Sec'y of Interior & Commission directed to enroll her as an intermarried Choctaw

Choctaw----156

Department of the Interior,
Commission to the Five Civilized Tribes.
Pauls Valley, I. T., October 20, 1902.

In the matter of the application for enrollment as a citizen by intermarriage of the Choctaw Nation of Wayne Lee Mackey.

Elum M. Mackey being duly sworn testifies with reference to this application as follows:

Examination by the Commission.

Q What is your name? A Elum M. Mackey.
Q How old are you? A About forty years old.
Q Your post office address? A Wynnewood, Chickasaw Nation.
Q How long have you resided in the Chickasaw Nation? A About 18 years.
Q Have you maintained a continuous residence here for the past 18 years? A Yes sir.
Q Lived in the Choctaw Nation prior to that time? A Born and raised in the Choctaw Nation and moved to the Chickasaw Nation about eighteen years ago, and married here.
Q You have a white wife? A Yes sir.
Q She is an applicant for enrollment as an intermarried Choctaw? A Yes sir.
Q When did you marry her? A About 14 years ago this coming January.
Q Where were you married? A Wynnewood.
Q Were you ever married before you married her? A No sir.
Q Was she ever married befor she married you? A No sir.
Q How were you married? A I was married according to the Choctaw law of Blue County.
Q Were you not residing in the Chickasaw Nation at that time? A Yes sir.
Q What do you mean by that? A I went to Blue County and got my license.
Q What year was that? A It was in December pretty near 14 years ago.
Q That would be about 1888 would it not? A I reckon so.
Q You say you got your license from the County court of Blue County? A Yes sir.
Q How much did you pay for it? A I gave him fifty cents for writing it; he said the law did not require a license.
Q Did you attempt to get a license from the county authorities in the Chickasaw Nation where you were residing? A I went to Robert Heald, who was Clerk.
Q Would he issue the license? A No sir.
Q Did you offer to pay him the license fee? A Yes sir.
Q How much? A Whatever it was; I didn't know how much it was.
Q Why would he not issue the license? A He said I was a Choctaw and it would not be legal if they Choctaws objected to it.
Q Have you ever since that time attempted to get a Chickasaw license? A No sir, I was married once and----

Wayne Lee Mackey——2

Q The only marriage ceremony performed was under the license for which you paid fifty cents that you got from the County Clerk of Bine County in the Choctaw Nation? A Yes sir.
Q And you had then been living in the Chickasaw Nation for four years? A Yes sir.
Q How long had your wife been living here? A Born and raised here.
Q Did you ever reside in the Choctaw Nation after you removed here 18 years ago? A No sir.
Q Since your marriage to this woman in 1888 you have lived with her continuously? A Yes sir.
Q There has been no separation, desertion or divorce? A No sir.
Q And you are actually living together as man and wife as bona fide residents of the Chickasaw Nation at this time? A Yes sir.

W. M. Martin being duly sworn on oath states that as stenographer to the Commission to the Five Civilized Tribes he recorded in full the above proceedings at Paula Valley, Indian Territory, and on the 20th day of October, 1903, and that the within and foregoing is a full true and correct transcript of his stenographic notes in the same.

W M Martin

Subscribed and sworn to before me this 13 day of October, 1903.

C. E. Harmon

Notary Public.

COPY

Pontotoc Co. Chickasaw Nation

January 2 nd 1887

To all Hoom it may concearn---

This is to certify that I have this day at The Residence of the Brids Fathers United together in the bonds of Holy Wedlock as Husban and wife Mr. Elum McKey and Miss Wayne Hill

Of the Chickasaw Nation

B. F. Lavin M.G.

(7-134)

7 - 136

DEPARTMENT OF THE INTERIOR,
COMMISSION TO THE FIVE CIVILIZED TRIBES.

In the matter of the application for the enrollment of Wayne Lee Mackey as a citizen by intermarriage of the Choctaw Nation.

D E C I S I O N .

It is shown by the census card record in this case that application was made to the Commission at its session held at Pauls Valley, Indian Territory, commencing September 12 and ending September 16, 1898, for the enrollment of Wayne Lee Mackey as a citizen by intermarriage of the Choctaw Nation. Further proceedings in the matter of said application were had at Pauls Valley, Indian Territory, on October 20, 1902.

It appears from the record in this case that the applicant herein is a white woman, having no Indian blood, that she claims the right to enrollment as a citizen by intermarriage of the Choctaw Nation by reason of her marriage on January 2, 1897, to [illegible] Mackey, a recognized and enrolled citizen by blood of the Choctaw Nation; and that at the time of said marriage both persons were residents in good faith of the Chickasaw Nation.

It does not appear from the evidence submitted in this case or the records in the possession of the Commission that the applicant herein has ever been recognized or admitted by the tribal authorities of the Choctaw Nation as a citizen of said nation, or that she has ever been admitted to citizenship in the Choctaw Nation by the legally constituted authorities of said nation; nor does it appear that she has ever been admitted to citizenship in said nation by the Commission to the Five Civilized Tribes, or by a decree of the United States Court in Indian Territory, under the provisions of the act of Congress approved June 28, 1898 (29 Stats., 321), nor does it appear that she was ever married to her Choctaw husband in accordance with the laws, customs and usages of the Chickasaw Nation.

It is, therefore, the opinion of this Commission that the application for the enrollment of Wayne Lee Mackey as a citizen by intermarriage of the Choctaw Nation should be denied under the provisions of the act of Congress approved June 28, 1898 (30 Stats., 495), and it is so ordered.

COMMISSION TO THE FIVE CIVILIZED TRIBES,

Muskogee, Indian Territory,

Choctaw-136

Muskogee, Indian Territory, July 20, 1903.

Wayne Lee Mackey,

Wynnewood, Indian Territory.

Dear Madam:

There is herewith inclosed a copy of the decision of the Commission to the Five Civilized Tribes denying your application for enrollment as a citizen of the Choctaw Nation.

The decision, with a copy of the proceedings had in the case, is this day transmitted to the Secretary of the Interior for his review and decision. The final decision of the Secretary will be made known to you as soon as the Commission is informed of the same.

Respectfully,

(SIGNED).

Commissioner in Charge.

Registered.

Enc.H3.49

Choctaw-134

CO'

Muskogee, Indian Territory, July 29, 1905.

Mansfield, McMurray & Cornish,
Attorneys for the Choctaw and Chickasaw Nations,
South McAlester, Indian Territory.

Gentlemen:

There is herewith inclosed a copy of the decision of the Commission to the Five Civilized Tribes denying the application made by Wayne Lee Mackey, for enrollment as a citizen of the Choctaw Nation.

The decision, with a copy of the proceedings had in the case, is this day transmitted to the Secretary of the Interior for his review and decision. The final decision of the Secretary will be made known to you as soon as the Commission is informed of the same.

Respectfully,
(SIGNED).

Commissioner in Charge.

Enc.NO.52

CC

Muskogee, Indian Territory, July 20, 1905.

The Honorable

The Secretary of the Interior.

Sir:

There is herewith transmitted the record of proceedings in the matter of the application made by Wayne Lee Mackey, for enrollment as a citizen of the Choctaw Nation, including the decision of the Commission, dated July 20, 1905, denying said application.

Respectfully,

(SIGNED)

Commissioner in Charge.

Through the
Commissioner of Indian Affairs.

Enc. Choctaw-136

Muskogee, Indian Territory, February 11, 1904.

The Honorable,

The Secretary of the Interior,

Sir:

On July 20, 1903, the Commission transmitted the record in the matter of the application of Wayne Lee Mackey for enrollment as an intermarried citizen of the Choctaw Nation, together with its decision of that date refusing said application.

I now have the honor to transmit herewith, for Departmental consideration in connection with this case, the protest of the attorneys for the Choctaw and Chickasaw Nations, dated January 23, 1904, and filed with this Commission February 6, 1904, in which they request, under authority granted by letter of the Secretary of the Interior to the Commission of November 18, 1903, (I.T.D. 7122-1903) that final decision herein be postponed until the action of the Choctaw and Chickasaw Citizenship Court in the case of Preston Marly et al. versus the Choctaw and Chickasaw Nations.

Respectfully,

SIGNED T. B. Needles

Commissioner in Charge.

AB 11-11
Through the Commissioner
of Indian Affairs.

Choctaw 136

Muskogee, Indian Territory, April 22, 1904.

E. M. Mackey,

Wynnewood, Indian Territory.

Dear Sir:

Receipt is hereby acknowledged of your letter of April 16, asking that the Commission reconsider its decision in the application of your wife, Wayne Lee Mackey for enrollment as an intermarried citizen of the Choctaw Nation.

In reply to your letter you are informed that it appears from our records that, on July 20, 1903, the Commission rendered its decision refusing the application of Wayne Lee Mackey for enrollment as a citizen by intermarriage of the Choctaw Nation and, on the same date copy of the decision was forwarded to her by registered mail at Wynnewood, Indian Territory, and the record in the case, together with the decision of the Commission refusing said application was forwarded to the Secretary of the Interior.

On February 6, 1904, there was filed with the record in this case the protest of the attorneys for the Choctaw and Chickasaw Nations of January 23, 1904, in which they request that final decision in this case be postponed until the final decision of the Choctaw and Chickasaw Citizenship Court in the case of Preston Early et al., vs. the Choctaw and Chickasaw Nations. On February 11,

E X X S

1904, the protest of the attorneys for the Choctaw and Chickasaw Nations of January 23, 1904, was forwarded to the Secretary of the Interior for consideration in connection with the record in the matter of the application of Wayne Lee Mackey for enrollment as an intermarried citizen of the Choctaw Nation and the Commission has not at this time been advised of Departmental action in this case.

Respectfully,

SIGNED *Tams Bixby.*

Chairman.

Choctaw 136

Muskogee, Indian Territory, October 10, 1904.

J. B. Thompson,

Attorney at Law,

Pauls Valley, Indian Territory,

Dear Sir:

Receipt is hereby acknowledged of your letter of October 3, asking the status of the citizenship of Mrs. Wayne Lee Mackey as an intermarried citizen of the Choctaw Nation.

In reply you are advised that on July 20, 1903, the Commission rendered its decision refusing the application of Wayne Lee Mackey for enrollment as an intermarried citizen of the Choctaw Nation, and the record and decision of the Commission were on that date transmitted to the Secretary of the Interior. The Commission has not yet been notified of Departmental action thereon.

Respectfully,

SIGNED Tams Bixby.

Chairman.

Choctaw 136

Muskogee, Indian Territory, October 20, 1904.

Ledbetter, Bledsoe & Thompson,

Attorneys at Law,

Pauls Valley, Indian Territory,

Gentlemen:

Receipt is hereby acknowledged of your letter of October 15 relative to the status of the enrollment case of Wayne Lee Mackey, a claimant as an intermarried citizen of the Choctaw Nation.

You state that upon receipt of our letter of October 10, advising you that the record and decision in this case had been transmitted to the Secretary of the Interior and the Commission had not been notified of Departmental action thereon, you wired the Secretary of the Interior requesting that the case be held open until you could secure copy of the record and present additional facts material to the case; that you are now in receipt of the following telegram from the Acting Secretary of the Interior, dated October 13, 1904:

"Answering Telegram thirteenth instant application of Wayne Lee Mackey was returned to the Dawes Commission on March 18, 1904, not yet returned to the Department."

You then state that you are in receipt of a copy of the testimony and decision in this case, and would also like to be furnished a copy of the letter of the Secretary of the Interior returning the case for further action.

L B & T 2

In reply to your letter you are advised that the letter of March 18, 1904, from the Secretary of the Interior, returning the record in the case of Wayne Lee Mackey for further action has not been received at this office, but in view of your telegram from the Department, we have taken the matter up, and have requested the Department to furnish the Commission a copy of such letter. When the same is received you will be furnished a copy thereof.

Respectfully,

SIGNED *Tams Dixby.*

Chairman.

Muskogee, Indian Territory, October 20, 1904.

The Honorable,

The Secretary of the Interior,

Sir:

Referring to Choctaw enrollment case of Wayne Lee Jackey which was forwarded the Department on July 30, 1903, together with the decision of the Commission of that date refusing the application and to your telegram of October 1[illegible], 1904, to Ledbetter, [illegible] Thompson, [illegible] Valley, Indian Territory, as follows:

"Answering telegram thirteenth instant application of Wayne Lee Jackey was returned to the Bayes Commission on [illegible] 1[illegible], 1904, not yet returned to the Department."

I have to advise that a careful examination of our records shows that Departmental letter of March 18, 1904, returning the record in this case has never been received at this office.

I have, therefore, to request that the Commission be furnished, as early as practicable, with a copy of Departmental letter of March [illegible], 1904, above referred to.

Respectfully,

SIGNED *Tams Bixby.*

Through the Commissioner
of Indian Affairs.

Chairman.

DEPARTMENT OF THE INTERIOR.

Washington, D.C. FnF.

I.T.D. 11186-1904. November 2, 1904.

Commission to the Five Civilized Tribes,

Muskogee, Indian Territory.

Gentlemen:-

The Department is in receipt of your letter of October 20, 1904, requesting that you be furnished with a copy of departmental letter of March 10, 1904, returning the record in the Chickasaw enrollment case of Wayne Lee Mackey. You state that you have never received such departmental letter and you refer to departmental telegram of October 1, 1904, to Pelletier, Bledsoe & Thompson, Paul Valley, Indian Territory, as follows:

> "Answering telegram fifteenth instant application of Wayne Lee Mackey, was returned to the Dawes Commission on March 10, 1904, not yet returned to the Department."

You are advised that the statement in said telegram was erroneous, the papers in said case having been returned to the Indian Office on that date, where the case is now pending awaiting the decision of the Chickasaw-Choctaw Citizenship Court in the Brent v. Early case.

A copy of Indian Office letter of October 29, 1904, transmitting your letter, is inclosed.

Respectfully,

F. L. Campbell.
Acting Secretary.

1 inclosure.

COPY

Land
74783-1904.

DEPARTMENT OF THE INTERIOR.
Office of Indian Affairs.
Washington.

October 29, 1904.

The Honorable,

The Secretary of the Interior.

Sir:

I have the honor to forward a letter from the Commission to the Five Civilized Tribes, dated October 26, 1904, referring to Choctaw enrollment case of Wayne Lee Mackey, which was forwarded by the Commission on July 30, 1903, together with the decision of the Commission of that date, refusing the application and to Departmental telegram of October 13, 1904 to Leibetter, Gladson & Thompson of Paulo Valley, Indian Territory as follows:

> Answering telegram thirteenth, application of Wayne Lee Mackey was returned to the Dawes Commission on March 18, 1904, not yet returned to the Department.

Chairman Bixby reports that a careful examination of the records of the Commission shows that Departmental letter of March 18, 1904, returning the record in this case has never been received at his office. He therefore requests that the Commission be furnished as early as practicable with a copy of Departmental letter of March 18, 1904 above referred to.

The case in question is now pending in this office and has ever since its original receipt been pending in this office awaiting the decision of the Choctaw-Chickasaw Citizenship Court

in the Preston Early case. The papers do not show that they have ever been in the Department, neither do the records of this office show that they have ever been forwarded for departmental action in any respect whatever. I therefore conclude that the statement contained in the telegram referred to was erroneous.

Very respectfully,

A. C. Tonner,

Acting Commissioner.

E.B.M.-L.M.

Muskogee, Indian Territory, November 8, 1904.

Ledbetter, Bledsoe & Thompson,

Attorneys at Law,

Pauls Valley, Indian Territory,

Gentlemen:

There is inclosed herewith copy of Departmental letter of November 2, 1904, in which it is stated that the telegram of the Department to you under date of October 17, 1904, to the effect that the record in the matter of the application of Wayne Lee Mackey for enrollment as an intermarried citizen of the Choctaw Nation had been returned to the Commission on March 18, 1904, and had not been resubmitted to the Department, was in error and that the record in this case is now in the office of the Commissioner of Indian Affairs.

Respectfully,

SIGNED *Tams Bixby.*

Chairman.

AB 6-8

7-148

Muskogee, Indian Territory, December 17, 1904.

J. B. Thompson,

Attorney at Law,

Paula Valley, Indian Territory.

Dear Sir:

Receipt is hereby acknowledged of your letter of December 14, 1904, in which you state that on October 18 last you addressed a letter to the Commission as follows:

"Will you kindly advise me by return mail if the name of Wayne Lee Mackey appears upon the Choctaw Tribal Rolls, and especially the Choctaw Census Roll of 1896, together with the names of the other members of her family, viz: W. M. Mackey, Missouri Lee Mackey, Louis M. Mackey, Ela Mackey and Adolphus Mackey. I am informed the last rolls of the Choctaw Tribe of Indians, made under the authorities of the tribal government are now in the possession of your body. If the name of Wayne Lee Mackey appears on said rolls, together with the other members of the family above named, will you kindly advise me as to what roll her name so appears upon, giving me the page or pages thereof?"

You state that you have not received a reply to this request for information and as the matter is pending before the Commissioner of Indian Affairs you desire this information for consideration in connection with the application of Wayne Lee Mackey for enrollment as an intermarried citizen of the Choctaw Nation.

In reply to your letter you are advised that it appears from our records that there was received at this office a letter from Ledbetter, Bledsoe & Thompson under date of October 18, 1904, requesting information relative to the tribal enrollment of Wayne

J. B. T. #8

Lee Mackey and the other members of her family and on October 25, 1904, the following letter was addressed to that firm at Apple Valley, Indian Territory:

"Receipt is hereby acknowledged of your letter of October 18, in which you ask to be advised if the name of Wayne Lee Mackey apears upon the Choctaw tribal rolls, especially the Choctaw 1896 census roll, together with the names of the other members of her family, E. M. Mackey, Missouri Lee, Louis M., Elum and Adolphus Mackey.

In reply to your letter you are advised that the names of E. M. Mackey (as E. M. McKey) Missouri Lee (as Missouri McKey) Louis (as Louis McKey) and Elum (as E. McKey) are found upon the 1896 census roll of the Choctaw Nation, Numbers 9491, 9495, 9496 and 9497 respectively, pages 239 and 240.

The name of Wayne Lee Mackey as Wayne L. McMackey is found upon the Choctaw 1896 Census roll of intermarried citizens of said nation, page 396, Number 14883."

Respectfully,

SIGNED *Tams Bixby.*

Chairman.

7-136

Muskogee, Indian Territory, February 2, 1905.

E. M. Mackey,

Wynnewood, Indian Territory,

Dear Sir:

Receipt is hereby acknowledged of the affidavits of Henrietta Jennings relative to the marriage of Wayne Lee Hill and E. M. Mackey and their residence in the Chickasaw Nation before and since the time of their marriage, which it is presumed have been forwarded in support of the application of Wayne Lee Mackey for enrollment as an intermarried citizen of the Choctaw Nation.

You are advised, however, that the record in this case is still pending before the Department and the affidavits have this day been transmitted to the Secretary of the Interior for consideration in connection with this case.

Respectfully,

SIGNED Tams Bixby.

Chairman.

7-136

Muskogee, Indian Territory, February 3, 1905.

The Honorable,

The Secretary of the Interior,

Sir:

On July 20, 1903, the Commission transmitted the record in the matter of the application of Wayne Lee Mackey for enrollment as an intermarried citizen of the Choctaw Nation together with the decision of that date refusing said application.

I now have the honor to transmit herewith for consideration in connection with this case the affidavit of Henrietta Jennings of August 17, 1904, which was received at this office January 31, 1905.

Respectfully,

SIGNED Tams Bixby.

Chairman.

7-136.

Through the Commissioner
of Indian Affairs.

7-136

Muskogee, Indian Territory, March 9, 1905.

E. M. Mackey,

Wynnewood, Indian Territory.

Dear Sir:

Receipt is hereby acknowledged of your letter of March 4, 1905, in which you ask if your wife Wa ne Lee Mackey has been approved by the Secretary of the Interior.

In reply to your letter you are informed that on July 20, 1903, the record in the matter of the application of Wayne Lee Mackey for enrollment as an intermarried Citizen of the Choctaw Nation together with the decision of the Commission refusing said application was forwarded the Secretary of the Interior and the Commission has not yet been notified of Departmental action thereon.

Respectfully,

SIGNED T. D. Needles

Commissioner in Charge.

7-136

Muskogee, Indian Territory, March 9, 1905.

E. M. Mackey,

Wynnewood, Indian Territory.

Dear Sir:

Receipt is hereby acknowledged of your letter of March 4, 1905, in which you ask if your wife Wayne Lee Mackey has been approved by the Secretary of the Interior.

In reply to your letter you are informed that on July 20, 1903, the record in the matter of the application of Wayne Lee Mackey for enrollment as an intermarried citizen of the Choctaw Nation together with the decision of the Commission refusing said application was forwarded the Secretary of the Interior and the Commission has not yet been notified of Departmental action thereon.

Respectfully,

SIGNED *Tams Bixby.*

Chairman.

DEPARTMENT OF THE INTERIOR,

G.R.

WASHINGTON

LHB

D.C. 19041-1905.
I.T.D. 13038-1904.
1570-1905.
LRS

April 8, 1905.

Commission to the Five Civilized Tribes,

Muskogee, Indian Territory,

Gentlemen:

July 20, 1903, you transmitted the record in the matter of the application of Wayne Lee Mackey for her enrollment as a citizen by intermarriage of the Choctaw Nation.

February 3, 1905, you transmitted the affidavit of Henrietta Jennings to be considered in connection with the record.

July 20, 1903, you decided adversely to the applicant on the ground that she was not "married to her Choctaw husband in accordance with the laws, customs, and usages of the Chickasaw Nation."

The evidence submitted shows that applicant Wayne Lee Mackey, a white woman having no Indian blood, was married on January 2, 1887, under her maiden name, Wayne Hill, to Elum Mackey, a recognized and enrolled citizen by blood of the Choctaw Nation. At the time of said marriage both parties were bona fide residents of the Chickasaw Nation, where they still reside. License authorizing said marriage is claimed to have been procured by Elum Mackey from the clerk of the county court of Blue County, Choctaw

Nation, Ind. Ter., and the marriage ceremony was performed by a minister of the gospel at the residence of the bride's father in Pontotoc County, Chickasaw Nation, Ind. Ter. The license was not introduced in evidence, but the certificate of the officiating minister appears in the record. Applicant does not seek enrollment in the Chickasaw Nation, where she and her husband reside, but seeks enrollment as an intermarried citizen of the Choctaw Nation, of which her husband is a recognized and enrolled member.

To confer Choctaw citizenship upon a white woman it was only necessary to show a valid subsisting marriage, followed by a residence with her Choctaw husband in the nation wherein he resides. Seeking enrollment as an intermarried citizen of the Choctaw Nation, of which her husband is a member, and not as an intermarried citizen of the Chickasaw Nation, of which her husband was only a resident, applicant was not required to be married in accordance with the laws of the Chickasaw Nation in order to confer citizenship upon her in the Choctaw Nation. The citizenship of her husband and not his place of residence determined applicant's right to enrollment as an intermarried citizen.

The Commission in its decision denying her enrollment stated that it did not appear "from the record in the possession of the Commission that the applicant herein has ever been recognized or enrolled by the tribal authorities of the Choctaw Nation as a citizen of said nation," yet it appears in evidence from a copy of a letter of the Commission dated December 17, 1904, ad-

dressed to J. B. Thompson, attorney at Law, Pauls Valley, Ind. Ter., attached to brief of attorney for applicant that "the name of Wayne Lee Mackey as Wayne L. McMackey is found upon the Choctaw 1896 census roll of intermarried citizens of said nation, page 396, No. 14883."

The Department is of opinion that in harmony with the principles announced by the Choctaw and Chickasaw Citizenship Court in the case of Lula E. Trapson vs. Choctaw and Chickasaw nations reported in eleventh annual report of the Commission at page 101 thereof, and in accordance with the decision of the Choctaw Citizenship Court in the case of Nettie Howell, No. 202 on the [illegible] docket of said court, and following the decisions of the Department in the cases of Ella Jones (I.T.D. 7576, 1903, 6811, 1904, August 29, 1904), and Annie Blakely (I.T.D. 4810, 1903, 12796, 1904, December 29, 1904), applicant is entitled to enrollment as an intermarried citizen of the Choctaw Nation.

December 30, 1904, the Acting Commissioner of Indian Affairs reporting in the matter, recommended that the decision of the Commission be reversed, and that the enrollment of the applicant be directed. A copy of his letter is herewith inclosed.

The Department concurs in the recommendation of the Acting Commissioner so made and your decision dated July 20, 1903, denying her right to said enrollment is hereby reversed, and you are directed to enroll Wayne Lee Mackey as an intermarried citizen of the Choctaw Nation.

Respectfully,
THOS. RYAN,
Acting Secretary.

1 inclosure.

(COPY) COPY

DEPARTMENT OF THE INTERIOR
OFFICE OF INDIAN AFFAIRS
WASHINGTON December 30, 1904.

Land.
46291-1903.
18679-1904.

The Honorable,

The Secretary of the Interior,

Sir:

Referring to Department letter of March 18, 1904, I.T.D. 2218, I have the honor to transmit the record relative to the application of Wayne Lee Mackey for enrollment as a citizen, by intermarriage, of the Choctaw Nation. The record in the case shows that on January 2, 1887, the applicant, whose maiden name was Hill, was married to "Klum McKay", a recognized and enrolled citizen of the Choctaw Nation. It appears, however, that the correct name of the husband is J. C. Mackey. At the time of the marriage both parties were residents of the Chickasaw Nation, and the Commission on July 20, 1903, found that the applicant had never been admitted to citizenship by the tribal authorities, by the Commission or the Court, and that she was not married to her Choctaw husband in accordance with the laws, customs and usages of the Chickasaw Nation, and that she was not therefore entitled to enrollment as an intermarried citizen of the Choctaw Nation. The question involved in this case was settled by the Department December 7, 1904, I.T.D. 2220, in the Laura Stidham case, and, as it is not required under Choctaw laws that the marriage of a white woman to a Choctaw man be performed in accordance with the laws of the Choctaw Nation in order for her to acquire intermarried Choctaw citizenship, I respectfully recommend that the desi-

sion of the Commission mentioned herein, be reversed, and that the enrollment of the applicant be directed.

Very Respectfully,

A. C. Tonner,
Acting Commissioner.

GAE-E.

Encs.

Muskogee, Indian Territory, April 18, 1905.

Wayne Lee Mackey,

Wynnewood, Indian Territory.

Dear Madam:

You are hereby advised that under date of April 8, 1905, the Secretary of the Interior reversed the decision of the Commission to the Five Civilized Tribes of July 20, 1903, refusing your application for enrollment as a citizen by intermarriage of the Choctaw Nation.

You are now advised that your name has been included upon a list of persons entitled to enrollment as citizens by intermarriage of the Choctaw Nation to be submitted to the Secretary of the Interior for his approval, and when so approved you will then be entitled to select an allotment of the lands of the Choctaw and Chickasaw Nations.

Respectfully,

SIGNED *Tams Bixby.*

Chairman.

Muskogee, Indian Territory, April 18, 1905.

J. B. Thompson,

Pauls Valley, Indian Territory.

Dear Sir:

For your information there is enclosed you herewith copy of letter from the Acting Secretary of the Interior, dated April 8, 1905, accompanied by a report of the Acting Commissioner of Indian Affairs of December 30, 1904, in which the decision of the Commission to the Five Civilized Tribes of July 20, 1903, refusing the application of Wayne Lee Mackey for enrollment as a citizen by intermarriage of the Choctaw Nation is reversed.

You are advised that the name of Wayne Lee Mackey has now been included upon a list of persons entitled to enrollment as citizens by intermarriage of the Choctaw Nation to be submitted to the Secretary of the Interior for his approval, and when so approved this applicant will be entitled to select an allotment in the Choctaw or Chickasaw Nations.

Respectfully,

SIGNED Tams Bixby.

MoM 18/31

Chairman.

Muskogee, Indian Territory, April 18, 1905.

Mansfield, McMurray & Cornish,

Attorneys for the Choctaw and Chickasaw Nations,

South McAlester, Indian Territory.

Gentlemen:

For your information there is enclosed you herewith copy of departmental letter of April 8, 1905, accompanied by a report of the Acting Commissioner of Indian Affairs of December 30, 1904, in which the decision of the Commission of July 20, 1903, refusing the application of Wayne Lee Mackey for enrollment as a citizen by intermarriage of the Choctaw Nation is reversed.

You are further advised that the name of Wayne Lee Mackey has now been placed upon a list of persons entitled to enrollment as citizens by intermarriage of the Choctaw Nation to be submitted to the Secretary of the Interior for approval, and when so approved Wayne Lee Mackey will then be entitled to select an allotment of the Lands of the Choctaw and Chickasaw Nations.

Respectfully,

SIGNED *Tams Bixby.*

Chairman.

MoM 18/30

Choctaw

E. M. Mackay

age 36

Page 374 C C R. No 2

Chick - Dist.

Choctaw Residing Chick Dist

on Roll Wayne Lee McMackay

Wife Wayne Lee

age 29

page 77 Choctaw Int Roll

Missouri Lee - age 9 C C R No 374

on Roll Missouri

Louis age 7 "

on Roll Louis

Elum age 5 "

on Roll E.

Choctaw Residing in Chick Dist.

OK Bk by

136

IN RE
Application for Enrollment of
INFANT CHILD.

Dolph Mackey
As a citizen of the

Choctaw Nation.

Approved DEC 13 1899

A S McKennon
Commissioner.

136

In Re

Application for Enrollment

of

Infant Child

Adolph Mackey

a citizen of

CORRECTION

THIS DOCUMENT HAS BEEN REPHOTOGRAPHED TO ASSURE LEGIBILITY

In Re

Application for Enrollment

of

Infant Child

Dolph Mackey

as a citizen of

Department of the Interior,

COMMISSION TO THE FIVE CIVILIZED TRIBES.

IN RE Application for Enrollment, as a citizen of the Choctaw Nation,

Dolph Mackey, born on the 24 day of August, 1899.

[illegible] of father: E. M. Mackey, a citizen of the Choctaw Nation.

[illegible] Wayne Lee Mackey, a citizen of the Choctaw Nation.

Post Office: Wynnewood, Ind Ter.

AFFIDAVIT OF MOTHER.

[illegible]TED STATES OF AMERICA,
INDIAN TERRITORY,
Southern District.

I, Wayne Lee Mackey, on oath, state that I am 28 years of age and a [illegible], by Marriage, of the Choctaw Nation; that I am the [illegible]l wife of E. M. Mackey who is a citizen, by birth, of the [illegible]octaw Nation; that a male child was born to me on the 24th day [illegible] August, 1899; that said child has been named Dolph Mackey, [illegible] is now living.

Wayne Lee Mackey

Subscribed and sworn to before me this 9th day of September, 1899.

Commission expires [illegible] 18 1902

David Williams
Notary Public.

[illegible]ted States of America
[illegible]dian Territory
[illegible]n Judicial District

I, W E Settle, a practicing Physician, on oath state that I attended on Mrs. E. M. Mackey, wife of E M Mackey on the 24th day of August 1899, that there was born to her on said date a male child; that said child is now living and is said to have been named Dolph Mackey.

W. E. Settle M.D.

Subscribed and sworn to before me this 26th day of August 1899.

Commission Expires Nov 18 1902

David Williams
Notary Public

7-136

Muskogee, Indian Territory, May 6, 1903.

Wayne Lee Mackey,

Wynnewood, Indian Territory.

Dear Sir:

Receipt is hereby acknowledged of your letter of April 26, 1903, stating that you have a child born January 8, 1903, requesting to be advised whether or not it can be listed for enrollment as a citizen of the Choctaw Nation.

Your attention is invited to Section 28 of the Act of Congress approved July 1, 1902, which was ratified by the citizens of the Choctaw and Chickasaw Nations September 25, 1902:

> "The names or all persons living on the date of the final ratification of this agreement entitled to be enrolled as provided in Section 27 hereof shall be placed upon the rolls made by said Commission; and no child born thereafter to a citizen of freedman and no person intermarried thereafter to a citizen shall be entitled to enrollment or to participate in the distribution of the tribal property of the Choctaws and Chickasaws."

Under the above legislation the Commission is without authority to enroll said child.

Respectfully,

Chairman.

Choctaw 176

Muskogee, Indian Territory, June 8, 1905.

E. M. Mackey,

Wynnewood, Indian Territory,

Dear Sir:

Receipt is hereby acknowledged of your letter of May 25, asking if your wife, Wayne Lee Mackey, has been approved, and in reply you are advised that the name of your wife, Wayne Lee Mackey, has been placed upon a schedule of citizens by intermarriage of the Choctaw Nation which has been forwarded the Secretary of the Interior but the Commission has not yet been notified of Departmental action thereon. You will be informed when her enrollment is approved.

Respectfully,

Commissioner in Charge.

DEPARTMENT OF THE INTERIOR,

WASHINGTON

G.R.
LRB

D.C. 19041-1905.
I.T.D. 13038-1904.
1570-1905.
LRS

April 8, 1905.

Commission to the Five Civilized Tribes,

Muskogee, Indian Territory,

Gentlemen:

July 20, 1903, you transmitted the record in the matter of the application of Wayne Lee Mackey for her enrollment as a citizen by intermarriage of the Choctaw Nation.

February 3, 1905, you transmitted the affidavit of Henrietta Jennings to be considered in connection with the record.

July 20, 1903, you decided adversely to the applicant on the ground that she was not "married to her Choctaw husband in accordance with the laws, customs, and usages of the Chickasaw Nation."

The evidence submitted shows that applicant Wayne Lee Mackey, a white woman having no Indian blood, was married on January 2, 1887, under her maiden name, Wayne Hill, to Elum Mackey, a recognized and enrolled citizen by blood of the Choctaw Nation. At the time of said marriage both parties were bona fide residents of the Chickasaw Nation, where they still reside. License authorizing said marriage is claimed to have been procured by Elum Mackey from the clerk of the county court of Blue County, Choctaw

Nation, Ind. Ter., and the marriage ceremony was performed by a minister of the gospel at the residence of the bride's father in Pontotoc County, Chickasaw Nation, Ind. Ter. The license was not introduced in evidence, but the certificate of the officiating minister appears in the record. Applicant does not seek enrollment in the Chickasaw Nation, where she and her husband reside, but seeks enrollment as an intermarried citizen of the Choctaw Nation, of which her husband is a recognized and enrolled member.

To confer Choctaw citizenship upon a white woman it was only necessary to show a valid subsisting marriage, followed by a residence with her Choctaw husband in the nation wherein he resides. Seeking enrollment as an intermarried citizen of the Choctaw Nation, of which her husband is a member, and not as an intermarried citizen of the Chickasaw Nation, of which her husband was only a resident, applicant was not required to be married in accordance with the laws of the Chickasaw Nation in order to confer citizenship upon her in the Choctaw Nation. The citizenship of her husband and not his place of residence determined applicant's right to enrollment as an intermarried citizen.

The Commission in its decision denying her enrollment stated that it did not appear "from the record in the possession of the Commission that the applicant herein has ever been recognized or enrolled by the tribal authorities of the Choctaw Nation as a citizen of said nation," yet it appears in evidence from a copy of a letter of the Commission dated December 17, 1904, ad-

dressed to J. B. Thompson, attorney at Law, Pauls Valley, Ind. Ter., attached to brief of attorney for applicant that "the name of Wayne Lee Mackey as Wayne L. McMackey is found upon the Choctaw 1896 census roll of intermarried citizens of said nation, page 396, No. 14883."

The Department is of opinion that in harmony with the principles announced by the Choctaw and Chickasaw Citizenship Court in the case of Lula B. Trahern vs. Choctaw and Chickasaw nations reported in eleventh annual report of the Commission at page 131 thereof, and in accordance with the decision of the Choctaw Citizenship Court in the case of Nettie Howell, No. 101 on the Tishomingo docket of said court, and following the decisions of the Department in the cases of Ella Jones (I.T.D. 7578, 1903, 6818,1904, August 29, 1904), and Annie Blakely (I.T.D. 4510, 1903, 12796, 1904, December 29, 1904), applicant is entitled to enrollment as an intermarried citizen of the Choctaw Nation.

December 30, 1904, the Acting Commissioner of Indian Affairs reporting in the matter, recommended that the decision of the Commission be reversed, and that the enrollmen of the applicant be directed. A copy of his letter is herewith inclosed.

The Department concurs in the recommendation of the Acting Commissioner so made and your decision dated July 20, 1903, denying her right to said enrollment is hereby reversed, and you are directed to enroll Wayne Lee Mackey as an intermarried citizen of the Choctaw Nation.

Respectfully,

THOS. RYAN,
Acting Secretary.

1 inclosure.

(COPY) COPY

DEPARTMENT OF THE INTERIOR
OFFICE OF INDIAN AFFAIRS
WASHINGTON December 30, 1904.

Land.
46291-1903.
18679-1904.

The Honorable,

The Secretary of the Interior,

Sir:

Referring to Department letter of March 18, 1904, I.T.D. 2218, I have the honor to transmit the record relative to the application of Wayne Lee Mackey for enrollment as a citizen, by intermarriage, of the Choctaw Nation. The record in the case shows that on January 2, 1887, the applicant, whose maiden name was Hill, was married to "Elum McKay", a recognized and enrolled citizen of the Choctaw Nation. It appears, however, that the correct name of the husband is W.M. Mackey. At the time of the marriage both parties were residents of the Chickasaw Nation, and the Commission on July 20, 1903, found that the applicant had never been admitted to citizenship by the tribal authorities, by the Commission or the Court, and that she was not married to her Choctaw husband in accordance with the laws, customs and usages of the Chickasaw Nation, and that she was not therefore entitled to enrollment as an intermarried citizen of the Choctaw Nation. The question involved in this case was settled by the Department December 7, 1904, I.T.D. 2220, in the Laura Stidham case, and, as it is not required under Choctaw laws that the marriage of a white woman to a Choctaw man be performed in accordance with the laws of the Choctaw Nation in order for her to acquire intermarried Choctaw citizenship, I respectfully recommend that the desi-

sion of the Commission mentioned herein, be reversed, and that the enrollment of the applicant be directed.

Very Respectfully,

A. C. Tonner,
Acting Commissioner.

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7-137.

DEPARTMENT OF THE INTERIOR,
COMMISSION TO THE FIVE CIVILIZED TRIBES.

---:---

Record in the matter of the application for enrollment as a citizen by intermarriage of the Choctaw Nation of:

ALLIE DIBRELL.

---:---

Choctaw, 137.

Department of the Interior,
Commission to the Five Civilized Tribes.
Ardmore, I. T., October 31, 1902.

In the matter of the application for enrollment as a citizen by intermarriage of the Choctaw Nation of Allie Dibrell.

Allie Dibrell being duly sworn testifies as follows:

Examination by the Commission.

Q What is your name? A Allie Dibrell.
Q What is your age? A 31.
Q What is your post office address? A Duncan.
Q You claim right to enrollment as an intermarried citizen of the Choctaw Nation? A Yes sir.
Q What is the name of your husband through whom you claim right to enrollment? A Charles Dibrell.
Q He claims to be a citizen by blood of the Choctaw Nation? A Yes sir.
Q When were you married to him? A In '97, December 26th.
Q Where were you living at that time? A I was living at Loco in the Chickasaw Nation.
Q Where was your husband, Charles Dibrell, living at that time? A Duncan.
Q Is that in the Chickasaw Nation? A Yes sir.
Q Have you resided continuously in the Chickasaw Nation since the date of your marriage up to the present time? A Yes sir.
Q Never been outside of the Indian Territory to establish a residence or make a home? A No sir.
Q Did yourself or your husband obtain a marriage license at the time of your marriage? A Yes sir.
Q Where was that license issued? A Here at Ryan.
Q Was it a tribal or United States license? A United States license.
Q You were not married then under a Choctaw or Chickasaw license? A No sir, United States license.
Q Have you and your husband lived continuously together since your marriage? A Yes sir.
Q Never been any separation of any kind or character? A No sir.
Q Are you his first wife? A Yes sir.
Q He your first husband? A Yes sir.

W. H. Martin being duly sworn on oath states that as stenographer to the Commission to the Five Civilized Tribes he recorded in full the above proceedings at Ardmore, I. T., on the 31st day of October, 1902, and that the within and foregoing is a full, true, and correct transcript of his stenographic notes in the same.

W. H. Martin

Subscribed and sworn to before me this 19 day of November, 1902.

Charles Matthewson
Notary Public.

Choctaw, 137.

Department of the Interior,
Commission to the Five Civilized Tribes.
Ardmore, I. T., October 31, 1902.

In the matter of the application for enrollment as a citizen by intermarriage of the Choctaw Nation of Allie Dibrell.

Charles Dibrell being duly sworn testifies with reference to this application as follows:

Examination by the Commission.

Q What is your name? A Charles Dibrell.
Q How old are you? A 25.
Q What is your post office address? A Duncan.
Q You claim to be a citizen by blood of the Choctaw Nation? A Yes sir.
Q Are you the husband of Allie Dibrell, who claims to be an intermarried citizen of the Choctaw Nation? A Yes sir.
Q When were you married to her? A '97.
Q Where were you married? A Married at Loco, Indian Territory.
Q Is that in the Choctaw Nation? A Chickasaw Nation.
Q She was residing in the Chickasaw Nation at the time of your marriage? A Yes sir.
Q Where was your residence at the time of your marriage? A Duncan.
Q In the Choctaw Nation? A Chickasaw Nation.
Q How long had you been living in the Chickasaw Nation prior to your marriage? A Born and raised in the Chickasaw Nation; I was born at Erin Springs.
Q You never had any residence outside of the Chickasaw Nation? A No sir, lived in the Chickasaw Nation all my life.
Q And you have continued to live in the Chickasaw Nation since your marriage? A I have.
Q You said you were living in the Chickasaw Nation at the time of your marriage? A Yes sir.
Q Did you procure a Chickasaw marriage license to marry your wife? A No sir.
Q Where did you procure your license? A United States license.
Q You do not claim to have been married under a tribal license? A No sir, under United States license I reckon, I got a United States license.

W. H. Martin being duly sworn on oath states that as stenographer to the Commission to the Five Civilized Tribes he recorded in full the above proceedings at Ardmore, I. T., on the 31st day of October, 1902, and that the within and foregoing is a full, true, and correct transcript of his stenographic notes in the same.

W. H. Martin

Subscribed and sworn to before me this 19 day of November, 1902.

Charles H. Saunyer
Notary Public.

Certificate of Record of Marriage.

UNITED STATES OF AMERICA,)
THE INDIAN TERRITORY) set
SOUTHERN DISTRICT.)

I, JOSEPH W. PHILLIPS, Clerk of the United States Court in the Territory and District aforesaid,

DO HEREBY CERTIFY that the License for, and Certificate of Marriage of

Mr Charley Hibbins and

Mr Allie Tucker

were filed in my office in said Territory and District the 30 day of Dec A. D., 1897 and duly recorded in Book C of Marriage Record, page 267

WITNESS my hand and seal of said Court, at Ardmore, this 30 day of Dec, A. D., 1897

JOSEPH W. PHILLIPS, CLERK

By Deputy

Ardmoreite Steam Job Print

1897

Marriage * License.

United States of America.
THE INDIAN TERRITORY.
SOUTHERN DISTRICT.

To any Person Authorized by Law to Solemnize Marriage, Greeting:

You are hereby commanded to solemnize the Rite and publish the Banns of Matrimony between Mr. Charlie Defrell of Duncan in the Indian Territory aged 20 years and Miss Ellie Tucker of Loco in the Indian Territory aged 16 years according to law, and do you officially sign and return this License to the parties therein named.

WITNESS my hand and Official Seal, this 23rd day of Dec A. D., 1897.

C. M. CAMPBELL,
CLERK OF THE UNITED STATES COURT.

S. H. Mott, on Dpty

Certificate of Marriage.

UNITED STATES OF AMERICA,
THE INDIAN TERRITORY.
SOUTHERN DISTRICT

I, G. W. McDow
Minister of the Gospel

DO HEREBY CERTIFY, that on the 26 day of Dec A. D. 1897 I did duly and according to law, as commanded in the foregoing License, solemnize the Rite, and publish the Banns of Matrimony between the parties therein named.

WITNESS my hand this 28th day of December A. D. 1897

My credentials are recorded in the office of the Clerk of the United States Court, Indian Territory, Southern District, at Ardmore, Book A Page 76

G. W. McDow
Minister of the Gospel

NOTE—This License and Certificate of Marriage must be returned to the Office of the Clerk of the United States Court in the Indian Territory, from whence it was issued, within sixty days from the date thereof, or the party to whom the License was issued will be liable in the amount of One Hundred Dollars ($100.)

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7-187.

DEPARTMENT OF THE INTERIOR,
COMMISSION TO THE FIVE CIVILIZED TRIBES.

-----:-----

In the matter of the application for the enrollment of Allie Dibrell as a citizen by intermarriage of the Choctaw Nation.

-----:-----

D E C I S I O N.

-----:-----

It appears from the record herein that Allie Dibrell (nee Allie Tucker) claims rights as a citizen by intermarriage of the Choctaw Nation by virtue of her marriage, on December 26, 1897, with Charles Dibrell, a recognized and enrolled citizen by blood of the Choctaw Nation, whose name appears as number 15336 on the list prepared by this Commission under the act of Congress approved July 1, 1902 (32 Stat., 641), of persons entitled to enrollment as citizens by blood of the Choctaw Nation, and approved by the Secretary of the Interior May 9, 1904; that at the time of the said marriage the applicant was a resident of the Chickasaw Nation, and the said Charles Dibrell was also a resident in good faith of the Chickasaw Nation: that they were married under a United States license, and have lived together continuously as husband and wife in the Chickasaw Nation up to and including September 25, 1902.

It is therefore the opinion of this Commission that, following the ruling of the Department in the case of Ella Jones (I.T.D. 6818-1904), Allie Dibrell should be enrolled as a citizen by intermarriage of the Choctaw Nation in accordance with the provisions of

the acts of Congress approved June 28, 1898 (30 Stat., 495) and July 1, 1902 (32 Stat., 641), and it is so ordered.

COMMISSION TO THE FIVE CIVILIZED TRIBES.

Chairman.

Commissioner.

C. R. Breckinridge

Commissioner.

Muskogee, Indian Territory.

OCT 15 1904

Muskogee, Indian Territory, October 15, 1904.

Allie Dibrell,

Duncan, Indian Territory.

Dear Madam:

Inclosed herewith you will find a copy of the decision of the Commission to the Five Civilized Tribes, rendered October 15, 1904, granting your application for enrollment as a citizen by intermarriage of the Choctaw Nation.

The attorneys for the Choctaw and Chickasaw Nations have been furnished a copy of this decision and have been allowed fifteen days from the date of this notice within which to file protest against the action of the Commission in enrolling you as a citizen of the Choctaw Nation. If at the expiration of that time no protest has been filed, your name will be placed upon the final rolls of the citizens of the Choctaw Nation to be submitted to the Secretary of the Interior for his approval.

Respectfully,

Chairman.

Registered.

Incl. 7-137.

7-137

Muskogee, Indian Territory, October 15, 1904.

Mansfield, McMurray & Cornish,

Attorneys for Choctaw and Chickasaw Nations,

South McAlester, Indian Territory.

Gentlemen:

Inclosed herewith you will find a copy of the decision of this Commission, rendered October 15, 1904, granting the application for the enrollment of Allie Dibrell as a citizen by intermarriage of the Choctaw Nation.

You are hereby notified that you will be allowed fifteen days from the date of this notice within which to file protest against the action of the Commission in enrolling said applicant as a citizen of the Choctaw Nation. If at the expiration of said time no protest has been filed, her name will be placed upon the final rolls of the citizens of the Choctaw Nation to be submitted to the Secretary of the Interior for his approval.

Respectfully,

Chairman.

Registered.

Incl. 7-137.

See 7-74 for registry receipt for this letter.

P-137

Muskogee, Indian Territory, October 15, 1904.

Gilbert & Gilbert,

Attorneys at Law,

Duncan, Indian Territory.

Gentlemen:

You are hereby notified that the Commission to the Five Civilized Tribes, on October 15, 1904, rendered its decision granting the application of Allie Dibrell for enrollment as a citizen by intermarriage of the Choctaw Nation.

The attorneys for the Choctaw and Chickasaw Nations have been furnished a copy of said decision and have been allowed fifteen days from the date of this notice within which to file protest against the action of the Commission in enrolling said Allie Dibrell as a citizen of the Choctaw Nation. If at the expiration of said time no protest has been filed, her name will be placed upon the final rolls of the citizens of the Choctaw Nation to be submitted to the Secretary of the Interior for his approval.

Respectfully,

Chairman.

Registered.

Charles Dibrell
age 21

page 152 C C R No 2
Chick Dist.

Choctaw Residing in Chick
Dist.

Wife
Allie - age 18
Int - Choctaw
Residing in Chick Dist

OK Bixby

137

Carl Washington Dibrill

age 2 weeks

born Oct 3. 98

Place on Chur. Card No 137

OK
Bixley

7-137

CHOCTAW.

IN RE

Application for Enrollment of

INFANT CHILD

Carl Washington Dibrell

as a citizen of the

CHOCTAW Nation.

Approved, AUG 6 1900 190

Commissioner.

DEPARTMENT OF THE INTERIOR,
COMMISSION TO THE FIVE CIVILIZED TRIBES.
FILED
AUG 6 1900

ACTING CHAIRMAN

CHO.

137.

DEPARTMENT OF THE INTERIOR.

COMMISSION TO THE FIVE CIVILIZED TRIBES.

IN RE Application for Enrollment, as a citizen of the Chocktaw Nation, at Carl Washington Dibrell (Here insert name of child.) born on the 3 day of Oct, 1898

Name of Father: Chas Dibrell, a citizen of the Chocktaw Nation.

Name of Mother: Allie Dibrell, a citizen of the Chocktaw Nation.

Post-office, Loco, I.T.

AFFIDAVIT OF MOTHER.

UNITED STATES OF AMERICA,
INDIAN TERRITORY.
Southern District.

I, Allie Dibrell, on oath state that I am 19 years of age and a citizen, by marriage, of the Chocktaw Nation; that I am the lawful wife of Chas Dibrell, who is a citizen, by blood, of the Chocktaw Nation; that a male (male or female) child was born to me on the 3 day of Oct 1898; that said child has been named Carl Washington Dibrell, and is now living.

Allie Dibrell

WITNESSES TO MARK:

(Must be Two Witnesses.)

Subscribed and sworn to before me this 30 *day of* July 1900.

A H Hightower
NOTARY PUBLIC

[illegible]

[illegible]

I, L. J. Crawfill do solemnly swear that I am a practicing physician that I waited on Allie Dibrell on the third day of October, 1898, and on that date she had a male child born to her named Carl Washington Dibrell and it is still alive,

L. J. Crawfill

Subscribed and sworn to before me this the 9th. day of October, 1898.

[illegible]
Notary Public.

Charlie Dibrell.

Choctaw-137.

Muskogee, Indian Territory, April 1, 1905.

Charles E. Dibrell,

Duncan, Indian Territory.

Dear Sir:

Receipt is hereby acknowledged of the affidavits of Allie Dibrell and H. A. Conger to the birth of Louise Dibrell, daughter of Charles E. and Allie Dibrell, November 19, 1904, and the same have been filed with our records as an application for the enrollment of said child.

Respectfully,

Chairman.

CHOCTAW. INDEXED

IN RE

Application for Enrollment of

INFANT CHILD

Clyde B Dibbrell ,

as a citizen of the

Choctaw Nation.

Approved AUG 28 1902 1900

Commissioner.

DEPARTMENT OF THE INTERIOR,
COMMISSION TO THE FIVE CIVILIZED TRIBES
FILED
AUG 23 1902

ACTING CHAIRMAN

CHOCTAW

139

DEPARTMENT OF THE INTERIOR.

COMMISSION TO THE FIVE CIVILIZED TRIBES.

IN RE APPLICATION FOR ENROLLMENT, as a citizen of the Choctaw Nation,
of Clyde B. Dibrell (Here insert name of child.), born on the 23 day of April, 1902.
Name of Father: Charles E. Dibrell, a citizen of the Choctaw Nation.
Name of Mother: Allie M. Dibrell, a citizen of the Choctaw Nation.
Post-Office: Duncan Ind. Ter.

AFFIDAVIT OF MOTHER.

UNITED STATES OF AMERICA, INDIAN TERRITORY, Southern District.

I, Allie M. Dibrell, on oath state that I am 28 years of age and a citizen, by marriage, of the Choctaw Nation; that I am the lawful wife of Charles E. Dibrell, who is a citizen, by blood, of the Choctaw Nation, that a male (Male or Female) child was born to me on the 23rd day of April, 1902; that said child has been named Clyde B. Dibrell, and is now living.

X Allie M Dibrell

WITNESSES TO MARK

(Must be Two Witnesses)

Subscribed and sworn to before me this 25 day of August 1902.

E. H. Bond
Notary Public.

AFFIDAVIT OF ATTENDING PHYSICIAN, OR MIDWIFE.

UNITED STATES OF AMERICA, INDIAN TERRITORY, Southern District.

I, J. F. Roberson, a practicing physician, on oath state that I attended on Mrs. Dibrell, wife of Chas E. Dibrell on the 23 day of April, 1902; that there was born to her on said date a male (Male or Female) child; that said child is now living and is said to have been named Clyde B. Dibrell.

J. F. Roberson M.D.

WITNESSES TO MARK

(Must be Two Witnesses)

Subscribed and sworn to before me this 25 day of August 1902.

E. H. Bond
Notary Public.

138 Charley m. Grant et al Granted Choc

DEPARTMENT OF THE INTERIOR,
COMMISSION TO THE FIVE CIVILIZED TRIBES.

The records in the matter of the application for the enrollment as a citizen by intermarriage of the Choctaw Nation of -

ALICE GRANT, - - Choctaw - - No.138.

Indian Territory
Chickasaw Nation

Before me the undersigned authority on this day personally appeared Brit Willis Ex County Judge of Pickins County to me well known who being by me duly sworn deposes and says: That during the month of June 1891 he as County Judge of Pickins County issued a license to wed to C.M. Grant of Gobuckle I.T. and Allen Marant That I remember the facts distinctly: That Thos Grant Sr. the father of C.M. Grant who was well known to me procured the license and paid me Fifty $50.00 Dollars for the same.

Witness my hand this the 22nd day of September 1898.

R B Willis

Sworn and subscribed to before me this 22nd day of September 1898

H. Stewart Dunnee
Notary Public, Indian Territory
Southern District

S. A. OWEN. A. G. NOBLE

Owen & Noble

Dealers in

GENERAL MERCHANDISE.

Preston, Texas. Sept 29th 1898

Know all men by these Presents

That I A G Noble a regular ordained Minister of the M E Church South do certify under oath; that I married according to Law near Woodville I. T. Mr C. M. Grant and Miss Alice Maynard on the 22nd day of June 1892: Witness my hand this the 29th day of Sept 1898

A G Noble

Ind. Ter.
Southern Dist. }

Sworn and subscribed before me
this 29th day of September 1898
Robert S. Bell
Notary Public
Southern District
Ind. Ter

7-138

DEPARTMENT OF THE INTERIOR,
COMMISSION TO THE FIVE CIVILIZED TRIBES.
Pauls Valley, Indian Territory, October 24, 1902.

In the matter of the application for enrollment of Alice Grant as a citizen by intermarriage of the Choctaw Nation.

Charley M. Grant, being first duly sworn, testifies as follows:

Examination by the Commission.

Q What is your name? A Charley Mitchell Grant.
Q How old are you? A Twenty-seven.
Q What is your postoffice address? A Wynnewood.
Q You are a citizen by blood of the Choctaw Nation? A Yes sir.
Q Have you always resided in the Chickasaw-Choctaw country? A Yes sir.
Q Born here? A Yes sir.
Q Married to a white woman? A Yes sir.
Q What is her name? A Alice Mayrant.
Q When did you marry her? A The twenty-second of June, 1892.
Q Were you ever married prior to your marriage to this woman? A No sir.
Q Was she ever married prior to her marriage to you? A No sir.
Q At the time you married her were you both residents of the Chickasaw Nation? A No sir.
Q Where were you living? A I was living in the Chickasaw Nation-she was living in Texas.
Q Did you marry her under a Chickasaw tribal license? A Yes sir.
Q The first time you married her? A Yes sir.
Q Only one marriage ceremony? A Yes sir.
Q How much did you pay for the license? A Fifty-dollars.
Q Have you, since you married this woman in '92, lived with her continuously? A Yes sir.
Q Been no separation, desertion or divorce between you? A No sir.
Q Your wife was admitted by the Dawes Commission in 1896 as a citizen by intermarriage of the Choctaw Nation? A Yes sir.
Q Are you and this woman living together at this time as man and wife, actual bona fide residents of the Chickasaw Nation? A Yes sir.

Ira S. Miles, being first duly sworn, states that as stenographer to the Commission to the Five Civilized Tribes, he reported in full all proceedings had in the above entitled cause heard at Pauls Valley, Indian Territory, October 24, 1902, and that the above and foregoing is a full, true and correct transcript of his stenographic notes taken in said proceedings on said date.

Subscribed and sworn to before me this the ___ day of _____ 1902.

Notary Public.

7- 138

DEPARTMENT OF THE INTERIOR
COMMISSION TO THE FIVE CIVILIZED TRIBES

In the matter of the application for the enrollment of Alice Grant as a citizen by intermarriage of the Choctaw Nation.

-----D E C I S I O N -----

It is shown by the Census Card record in this case that application was made to the Commission at its session at Pauls Valley, Indian Territory, commencing September 12, and ending September 16, 1898, for the enrollment of Alice Grant as a citizen by intermarriage of the Choctaw Nation. Further proceedings in the matter of said application were had at Pauls Valley, Indian Territory on October 24, 1902.

It further appears from the evidence submitted in this case and the records in the possession of the Commission that on September 9, 1896, in a case entitled "Mrs. Chas. M. Grant vs Choctaw Nation", 1896 Choctaw citizenship Docket, Case No. 261, application was made to the Commission under the provisions of the Act of Congress approved June 10, 1896 (29 Stats. 321) for the admission of the applicant herein to citizenship in the Choctaw Nation by reason of her marriage on June 22, 1892, to Charley M. Grant, a recognized and enrolled citizen by blood of the Choctaw Nation, whose name appears as No. 282 upon the lists prepared by this Commission under the Act of Congress approved July 1, 1902 (32 Stats. 641) of persons entitled to enrollment as citizens by blood of the Choctaw Nation, and approved by the Secretary of the Interior on December 12, 1902; that on December 2, 1896, the applicant herein was admitted to citizenship in the Choctaw Nation by this Commission, and that no appeal was taken from said decision.

It further appears from the evidence submitted in this case that both persons above mentioned were residents in good faith of Indian Territory on June 28, 1898, and that they have lived together continuously in Indian Territory as husband and wife from the date of their said marriage up to and including September 25, 1902.

It is therefore the opinion of this Commission that Alice Grant should be enrolled as a citizen by intermarriage of the Choctaw Nation in accordance with the provisions of the Acts of Congress approved June 28, 1898 (30 Stats. 495) and July 1, 1902 (32 Stats. 641), and it is so ordered.

COMMISSION TO THE FIVE CIVILIZED TRIBES

Chairman.

COMMISSIONER.

C. R. Breckinridge
COMMISSIONER.

Muskogee, Indian Territory APR 20 1903

Choctaw-13

Muskogee, Indian Territory, April 20, 1903.

Alice Grant,

Wynnewood, Indian Territory.

Dear Madam:

Inclosed herewith you will find a copy of the decision of the Commission rendered April 20, 1903, granting your application for enrollment as a citizen by intermarriage of the Choctaw Nation.

The attorneys for the Choctaw and Chickasaw Nations have been furnished a copy of this decision and have been allowed fifteen days from this date within which to file protest against the action of the Commission in enrolling you as a citizen of the Choctaw Nation. If at the expiration of that time, no protest has been filed, your name will be placed upon the final rolls of the citizens of the Choctaw Nation to be submitted to the Secretary of the Interior for his approval.

Respectfully,

(SIGNED)

Tams Bixby,

Chairman.

Registered.

Rne. I. .S. 3.

Choctaw-138

Muskogee, Indian Territory, April 20, 1903.

Mansfield, McMurray & Cornish,

Attorneys for the Choctaw and Chickasaw Nations,

South McAlester, Indian Territory.

Gentlemen:

Inclosed herewith you will find a copy of the decision of the Commission, rendered April 20, 1903, granting the application of Alice Grant, for enrollment as a citizen by intermarriage of the Choctaw Nation.

You are hereby advised that you will be allowed fifteen days from this date within which to file protest against the action of the Commission in enrolling the applicant herein as a citizen of the Choctaw Nation. If at the expiration of that time, no protest has been filed, the name of the applicant will be placed upon the final rolls of the citizens of the Choctaw Nation to be submitted to the Secretary of the Interior for his approval.

Respectfully,

(SIGNED)

Chairman.

Registered.

Enc. I.T.S. 4

139 D. H. Hoover Granted Chic

DEPARTMENT OF THE INTERIOR,

COMMISSION TO THE FIVE CIVILIZED TRIBES,

--:0:--

The record in the matter of the application for the enrollment as a citizen by intermarriage of the Choctaw Nation of -

D, H, HOOVER, -- Choctaw No, 159.

-- -- -- -- -- -- -- --

Chickasaw Nation, County of Pickens,

To any Judge of the County or District Court, Ordained Minister of the Gospel in and for said County of Pickens—GREETING:

[illegible]

RITES OF MATRIMONY

[illegible]

Witness my Official Signature and Seal of Office, Pickens County Court-House this [illegible] day of [illegible] 1892.

By [illegible]
Judge County Court Pickens County

I, [illegible] hereby certify that on the 27th day of April A. D. 1892, I united in marriage [illegible] and Miss. Rosa [illegible] the parties above named.

Witness my hand this 27th day April 1892

[illegible]

Filed for Record 11th day May 1892. Recorded 20 day of May 1892

J. O. Sparks Clerk

Department of t e Interior
Commission to the Five Civilized Tribes
Pauls Valley, I.T. October 22, 1902.

Choctaw 139.

In the matter of the application for enrollment as a citizen by intermarriage of the Choctaw Nation of D. H. Hoover.

D. H. Hoover being first duly sworn testified as follows:

Examination by the Commission

Q What is your name? A D. H. Hoover.
Q How old are you? A Thirty-nine.
Q Your post office address? A Davis, I.T.
Q That is in the Chickasaw Nation? A Yes, sir.
Q How long have you resided in the Chickasaw Nation? A Twelve years.
Q Maintained a continuous residents in the Chickasaw Nation for the past twelve years? A Yes, sir.
Q You are a white man? A Yes, sir.
Q And an applicant for enrollment as a citizen by intermarriage of the Chickasaw Nation? A Yes, sir.
Q Whatis the name of your Choctaw wife? A Rose Hoover, it was Camp.
Q She is a citizen by blood ? A Yes sir.
Q Always has been recognized as such by the tribal authorities? A Yes, sir.
Q Her rights to citizenship have never been questioned? A No,sir.
Q Always participated in the payments made to the citizens by blood A Yes, sir.
Q When did you marry her? A April '92.
Q Under a Chickasaw tribal license? A Yes, sir.
Q Where did you obtain that license? A From the governor of the Chickasaw-----Pickens County.
Q How much did you pay for it? A Fifty dollars.
Q Since your marriage to this woman in '92 have you lived with her continuously? A Yes, sir.
Q You and this woman lived together as man and wife on the 25th of September 1902? A Yes, sir.
Q There has been no desertion, separation or divorce? A No, sir.
Q You and your family are all actual bonafide residents of the Chickasaw Nation? A Yes, sir.
Q You were also admitted by the Dawes Commission in 1896 were you not? A Yes, sir.

G. Rosenwinkel being duly sworn on his oath states that as stenographer to the Commission to the Five Civilized Tribes he reported in full all the proceedings had in the above entitled cause on October 22, 1902, and that the above and foregoing is a full, true and correct transcript of his stenographic notes in said cause on said date.

G. Rosenwinkel

Subscribed and sworn to before me this 22 day of November 1902.

Chas. McKamey

Notary Public.

Amm.

7 - 139

DEPARTMENT OF THE INTERIOR,
COMMISSION TO THE FIVE CIVILIZED TRIBES.

In the matter of the application for the enrollment of D. H. Hoover as a citizen by intermarriage of the Choctaw Nation.

D E C I S I O N.

It is shown by the census card record in this case that application was made to the Commission at its session held at Pauls Valley, Indian Territory, commencing September 12 and ending September 16, 1898, for the enrollment of D. H. Hoover as a citizen by intermarriage of the Choctaw Nation. Further proceedings in the matter of said application were had at Pauls Valley, Indian Territory, on October 22, 1902.

It further appears from the evidence submitted in this case and the records in the possession of the Commission that on September 9, 1896, in a case entitled "D. H. Hoover vs. Choctaw Nation", 1896 Choctaw Citizenship Docket, Case No. 1359, application was made to the Commission under the provisions of the Act of Congress approved June 10, 1896 (29 Stats., 321) for the admission of the applicant herein to citizenship in the Choctaw Nation by reason of his marriage on April 27, 1892, to Rosa Camp Hoover, a recognized and enrolled citizen by blood of the Choctaw Nation, whose name appears as No. 283 upon the lists prepared by this Commission under the Act of Congress approved July 1, 1902 (32 Stats., 641) of persons entitled to enrollment as citizens by blood of the Choctaw Nation and approved by the Secretary of the Interior on December 12, 1902; that on December 8, 1896, the applicant herein was admitted to citizenship in the Choctaw Nation by this Commission, and that no appeal was taken from said decision.

It further appears from the evidence submitted in this case that both persons above mentioned were residents in good faith of Indian Territory on June 28, 1898, and that they have lived together continuously in Indian Territory as husband and wife from the date of their said marriage up to and including September 25, 1902.

It is therefore the opinion of this Commission that D. H. Hoover should be enrolled as a citizen by intermarriage of the Choctaw Nation in accordance with the provisions of the Acts of Congress approved June 28, 1898 (30 Stats., 495) and July 1, 1902 (32 Stats., 641), and it is so ordered.

COMMISSION TO THE FIVE CIVILIZED TRIBES,

COMMISSIONER.

COMMISSIONER.

COMMISSIONER.

Muskogee, Indian Territory,

JUL 20 1903

Choctaw-139.

COPY.

Muskogee, Indian Territory, July 20, 1903

D. W. Hoover,

Davis, Indian Territory.

Dear Sir:

Inclosed herewith you will find a copy of the decision of the Commission, rendered July 20, 1903, granting your application for enrollment as a citizen by intermarriage of the Choctaw Nation.

The attorneys for the Choctaw and Chickasaw Nations have been furnished a copy of this decision and have been allowed fifteen days from this date within which to file protest against the action of the Commission in enrolling you as a citizen of the Choctaw Nation. If at the expiration of that time, no protest has been filed, your name will be placed upon the final rolls of the citizens of the Choctaw Nation to be submitted to the Secretary of the Interior for his approval.

Respectfully,

T. B. Needles.
Commissioner in Charge.

Registered.

Enc. IBB. 9/20

Choctaw-139.

COPY.

Muskogee, Indian Territory, July 20, 1903.

Mansfield, McMurray & Cornish,

Attorneys for the Choctaw and Chickasaw Nations,

South McAlester, Indian Territory.

Gentlemen:

Inclosed herewith you will find a copy of the decision of the Commission, rendered July 20, 1903, granting the application of D. H. Hoover for enrollment as a citizen by intermarriage of the Choctaw Nation.

You are hereby advised that you will be allowed fifteen days from this date within which to file protest against the action of the Commission in enrolling the applicant herein as a citizen of the Choctaw Nation. If at the expiration of that time, no protest has been filed, the name of the applicant will be placed upon the final rolls of the citizens of the Choctaw Nation to be submitted to the Secretary of the Interior for his approval.

Respectfully,

(SEAL) T. B. Needles.

Commissioner in Charge.

Registered.

Enc. Ins. 10/20

140 West L. Cunningham et al granted Chc

7-140

DEPARTMENT OF THE INTERIOR,
COMMISSION TO THE FIVE CIVILIZED TRIBES.

---:---

Record in the matter of the application for enrollment as a citizen by intermarriage of the Choctaw Nation of:

DELLA MYRTLE CUNNINGHAM.

--:--

[illegible]

[illegible]

7-1[illegible]

[illegible] for [illegible] Nation.

[illegible] follows:

[illegible]:

[illegible]

[illegible] Yes sir.

[illegible] Chickasaw Nation?

[illegible]

[illegible] removed to the Chickasaw [illegible] 1892, I don't know just when, I have been living here off and on went back and forth, not since I have been married.

[illegible] continuously this last time?

[illegible] '97.

[illegible] have never made your home anywhere else since your removal to the Chickasaw Nation in '97? A No sir.

[illegible] claim inter-married rights in the Choctaw Nation?

A Yes sir.

Q What is the name of your Choctaw husband through whom you claim these rights? A West L. Cunningham.

Q Is he a recognized and enrolled citizen of the Choctaw Nation?

A Yes sir.

Q Have his rights as such ever been disputed? A No sir.

Q When were you married to West L. Cunningham? A In 1898; the 11th day of September.

Q Where was this marriage ceremony performed? A In the Chickasaw Nation.

Q At that time were both you and your husband residents of the Chickasaw Nation? A Yes sir.

Q Under what law were you married to West L. Cunningham? A Under United States law.

Q Who performed the marriage ceremony? A J.T.Fleming, Clerk of the United States Court at Pauls Valley.

Q Is this the only ceremony of marriage that was ever performed between you and West L. Cunningham? A Yes sir.

Q Were you ever married before your marriage to West L. Cunningham

A No sir.

Q Was he ever married before his marriage to you? A No sir.

Q Since that marriage have you lived together continuously as

husband and wife up to the present time? A Yes sir.
Q There has been no separation, abandonment or divorce? A No sir.
Q You are at present living together as actual and bona fide residents of the Chickasaw Nation? A Yes sir.
Q And have been living as actual and bona fide residents of the Chickasaw Nation since your marriage? A Yes sir.

--

Henry G. Hains being sworn on his oath states that as stenographer to the commission to the Five Civilized Tribes he reported the above on April 9, 1903, and that this is a true, full and correct transcript of his stenographic notes in same.

Henry G. Hains

Subscribed and sworn to before me this 22 day of April, 1903.

Charles H. Sawyer

Notary Public.

F.P.B
N.T.

7-140.

DEPARTMENT OF THE INTERIOR,
COMMISSION TO THE FIVE CIVILIZED TRIBES.

In the matter of the application for the enrollment of Lella Myrtle Cunningham as a citizen by intermarriage of the Choctaw Nation.

--: D E C I S I O N :--

It appears from the record herein that Lella Myrtle Cunningham (nee Dill) claims rights as a citizen by intermarriage of the Choctaw Nation by virtue of her marriage on September 11, 1898, with West L. Cunningham, a recognized and enrolled citizen by blood of the Choctaw Nation, whose name appears as number 14484, upon the lists prepared by this Commission under the act of Congress approved July 1, 1902 (32 Stat., 641), of persons entitled to enrollment as citizens by blood of the Choctaw Nation, and approved by the Secretary of the Interior, May 20, 1903; that at the time of said marriage said applicant was a resident of the Chickasaw Nation, and that the said West L. Cunningham was also a resident in good faith of the Chickasaw Nation; that they were married under United States license and have lived together as husband and wife continuously as actual and bona fide residents of the Chickasaw Nation from the date of said marriage, up to and including September 25, 1902.

It is, therefore, the opinion of this Commission that following the ruling of the Department in the case of Ella Jones, (I. T. D. 6818-1904), Lella Myrtle Cunningham should be enrolled as a citizen by intermarriage of the Choctaw Nation under the provisions of the acts of Congress approved June 28, 1898 (30 Stat. 495) and July 1, 1902 (32 Stat., 641), and it is so ordered.

COMMISSION TO THE FIVE CIVILIZED TRIBES.

Chairman.

Commissioner.

C. R. Breckinridge.
Commissioner.

Muskogee, Indian Territory,

OCT 15 1904

No 281

Certificate of Record of Marriage.

UNITED STATES OF AMERICA,
THE INDIAN TERRITORY,
SOUTHERN DISTRICT. } sct.

I, C. M. CAMPBELL, Clerk of the United States Court in the Territory and District aforesaid, DO HEREBY CERTIFY, that the License for, and Certificate of Marriage of Mr W. L. Cunningham and M L M Dobbs were filed in my office in said Territory and District the 12 day of Sep A. D. 1898, and duly recorded in Book C of Marriage Record, page 488.

WITNESS my hand and seal of said Court, at Ardmore, this 12 day of Sep A. D. 1898.

C. M. CAMPBELL, CLERK.

BY DEPUTY.

ARDMOREITE JOB PRINT, ARDMORE, I. T.

Married by the Dept clerk

FILED
SEP 12 1898 8 AM
C. M. CAMPBELL, Clerk

No.

MARRIAGE LICENSE.

UNITED STATES OF AMERICA,
THE INDIAN TERRITORY,
Southern District.

ss.

To Any Person Authorized by Law to Solemnize Marriage--GREETING:

You are Hereby Commanded, To solemnize the Rite and publish the **BANNS OF MATRIMONY** between Mr W L Cunningham of Pauls Valley in the Indian Territory, aged 32 years, and Miss L M Dill of Sandy in the Indian Territory, aged 23 years, according to law, and do you officially sign and return this License to the parties therein named

WITNESS my hand and official Seal, this 8th day of Sept A. D. 1898.

C W Campbell
Clerk of the United States Court
By J J Fleming D.C.

Certificate of Marriage.

UNITED STATES OF AMERICA,
The Indian Territory,
SOUTHERN DISTRICT.

I, Charles W. Campbell, Clerk of the Court and Ex-Officio Clerk of the United States Court, Southern District, do hereby certify, that on the 11th day of September A. D. 1898, I did duly and according to law, as commanded in the foregoing License, solemnize the Rite and publish the Banns of Matrimony between the parties therein named.

WITNESS my hand this 11th day of September A. D. 1898.

My credentials are recorded in the office of the Clerk of the United States Court, Indian Territory, Southern District, at Ardmore, Book ____ Page ____

Charles W Campbell Clerk
By J J Fleming Deputy

NOTE (a)—This License and Certificate of Marriage must be returned to the office of the Clerk of the United States Court in the Indian Territory, at Ardmore, within sixty days from the date thereof, or the party to whom the License was issued will be liable in the amount of One Hundred Dollars (penalty).

NOTE (b)—No person is authorized to perform the marriage ceremony in the Southern District, unless the proper credentials have first been recorded in the Clerk's office at Ardmore.

COPY.

7-140

Muskogee, Indian Territory, October 15, 1904.

Lella Myrtle Cunningham,

McAlester, Indian Territory.

Dear Madam:

Inclosed herewith you will find a copy of the decision of the Commission to the Five Civilized Tribes, rendered October 15, 1904, granting your application for enrollment as a citizen by intermarriage of the Choctaw Nation.

The attorneys for the Choctaw and Chickasaw Nations have been furnished a copy of this decision and have been allowed fifteen days from the date of this notice within which to file protest against the action of the Commission in enrolling you as a citizen of the Choctaw Nation. If at the expiration of that time no protest has been filed, your name will be placed upon the final rolls of the citizens of the Choctaw Nation to be submitted to the Secretary of the Interior for his approval.

Respectfully,

Tams Bixby

Chairman.

Registered.

Incl. 7-140.

Muskogee, Indian Territory, October 15, 1904.

O. W. Patchell,

Attorney at Law,

Pauls Valley, Indian Territory.

Dear Sir:

You are hereby notified that the Commission to the Five Civilized Tribes, on October 15, 1904, rendered its decision granting the application of Lella Myrtle Cunningham for enrollment as a citizen by intermarriage of the Choctaw Nation.

The attorneys for the Choctaw and Chickasaw Nations have been furnished a copy of said decision and have been allowed fifteen days from the date of this notice within which to file protest against the action of the Commission in enrolling said Lella Myrtle Cunningham as a citizen of the Choctaw Nation. If at the expiration of said time no protest has been filed, her name will be placed upon the final rolls of the citizens of the Choctaw Nation to be submitted to the Secretary of the Interior for his approval.

Respectfully,

Chairman.

Registered.

7-140

Muskogee, Indian Territory, October 15, 1904.

Mansfield, McMurray & Cornish,

Attorneys for Choctaw and Chickasaw Nations,

South McAlester, Indian Territory.

Gentlemen:

Inclosed herewith you will find a copy of the decision of this Commission, rendered October 15, 1904, granting the application for the enrollment of Lella Myrtle Cunningham as a citizen by intermarriage of the Choctaw Nation.

You are hereby notified that you will be allowed fifteen days from the date of this notice within which to file protest against the action of the Commission in enrolling said applicant as a citizen of the Choctaw Nation. If at the expiration of said time no protest has been filed, her name will be placed upon the final rolls of the citizens of the Choctaw Nation to be submitted to the Secretary of the Interior for his approval.

Respectfully,

Tams Bixby
Chairman.

Registered.

Incl. 7-140.

See 7-74 for registry receipt for this letter.

7-140

Muskogee, Indian Territory, March 23, 1905.

Joseph A. Edwards,

McGee, Indian Territory.

Dear Sir:

Receipt is hereby acknowledged of your letter of March 17, 1905, enclosing affidavits of Lelia Myrtle Cunningham and A. H. Shi to the birth of Alexander Everett Cunningham and Mary Ethel Cunningham, children of West L. and Lelia Myrtle Cunningham, January 27, 1903, and December 22, 1904, respectively, and the same have been filed with our records as an application for the enrollment of said children.

Respectfully,

Chairman.

CHOCTAW. 20

IN RE

Application for Enrollment of

INFANT CHILD

Sarah Ellen Cunningham

as a citizen of the

Choctaw Nation.

Approved, OCT 18 1900 190

Commissioner.

DEPARTMENT OF THE INTERIOR,
COMMISSION TO THE FIVE CIVILIZED TRIBES.
FILED
OCT 18 1900

ACTING CHAIRMAN.

CHOCTAW.
140

Department of the Interior,

COMMISSION TO THE FIVE CIVILIZED TRIBES.

IN RE Application for Enrollment, as a citizen of the Choctaw Nation,
of Sarah Ella Cunningham born on the 13 day of Sept, 1900
(Here insert name of child)
Name of Father: West L. Cunningham, a citizen of the Choctaw Nation.
Name of Mother: Lella Myrtle Cunningham, a citizen of the Choctaw Nation.
Postoffice, McAlester I.T.

AFFIDAVIT OF MOTHER.

UNITED STATES OF AMERICA,
Southern INDIAN TERRITORY. District.

I, Lella Myrtle Cunningham, on oath state that I am 25 years of age and a citizen, by Marriage, of the Choctaw Nation; that I am the lawful wife of West L. Cunningham, who is a citizen, by Blood, of the Choctaw Nation; that a Female (male or female) child was born to me on the 13 day of Sept, 1900; that said child has been named Sarah Ella Cunningham, and is now living.

WITNESSES TO MARK

(Must be Two Witnesses)

Lella Myrtle Cunningham

Subscribed and sworn to before me this 13 *day of* Oct, 1900

Jos A Edwards

NOTARY PUBLIC

AFFIDAVIT OF ATTENDING PHYSICIAN, OR MIDWIFE.

UNITED STATES OF AMERICA,
Southern INDIAN TERRITORY. District.

I, A A Shi, a Physician, on oath state that I attended on Mrs. Lella Myrtle Cunningham, wife of West L Cunningham on the 13 day of Sept, 1900; that there was born to her on said date a Female (male or female) child; that said child is now living and is said to have been named Sarah Ella Cunningham

A A Shi

WITNESSES TO MARK

(Must be Two Witnesses)

Subscribed and sworn to before me this 13 *day of* Oct, 1900

Jos A Edwards

NOTARY PUBLIC

DEPARTMENT
COMMISSION TO
1904

140

IN THE CHOCTAW AND CHICKASAW CITIZENSHIP COURT SITTING AT SOUTH McALESTER, IN THE CENTRAL DISTRICT OF THE INDIAN TERRITORY IN THE CHOCTAW NATION.

Lula L.Trahern, alias Lula F.Trahern,----------Appellant,

vs #40.

The Choctaw and Chickasaw Nations,----------Appellees.

The Treaty of 1866 with the Choctaw and Chickasaw Nations provided, in section 36 thereof, that,

" Every white person who having married a Choctaw or Chickasaw resides in the said Choctaw or Chickasaw Nation etc. is---------- is to be deemed a member of said Nation----------.

As has heretofore been declared in cases decided in this court to entitle a white person to be deemed a member of said nation or nations, the white person must have married a Choctaw or Chickasaw and must reside in the Choctaw or Chickasaw nation after said marriage. That is to say, a valid marriage to a Choctaw or Chickasaw must be followed by a residence in one of said Nations as the case may be.

A male Choctaw under the laws and regulations of the said Nation can contract a marriage which is legal outside of ~~XXX~~ said Nation and under the laws of any other State, and then bringing his white wife to reside in ~~the~~ said nation of which he is a member, and she afterwards there resides as his wife, she is to be deemed a member of said nation. Two things must concur. The valid marriage must take place by a male member of the Tribe or nation to a white woman and she must live and reside with her husband in said nation in which he resides.

The question involved in this case is whether a Choctaw man by blood, married in Mississippi, before he has been enrolled as a Choctaw by blood, in the Choctaw Nation, India Territory, can by removing and living in the Choctaw Nation with his wife so married, convert a

her so to trunk, without remarrying her, into a member of said tribe. That is to say does the marriage, valid in all respects as such, and followed by residence, entitle the white woman to membership in the Nation of her husband from the time of her husband's enrolment as a Choctaw by blood (under existing laws and treaties) by the Commission to the Five Civilized Tribes and the approval thereof by the Secretary of the Interior? I think that these things are sufficient under section 26 of the Treaty of 1866.

There is of course a vast difference between the status of a white woman marrying a Choctaw or Chickasaw woman and a white woman marrying a Choctaw or Chickasaw man. The white man must marry in the Nation he seeks to become a member of by intermarriage according to its laws and regulation, and reside therein thereafter and remain with his wife. A white woman can be validly married to a Choctaw man in any jurisdiction outside of the Nation and by then residing in said Nation in the marital state with her Choctaw husband be deemed from such marriage and residence a member of that Nation. I cannot see how a marriage valid before her husband a Choctaw by blood was identified and entitled to enrolment in the respective Nation was valid thereafter, and followed by her residence continuously after his recognition and identification does not entitle the white wife to be deemed a member of the Nation of which her husband is a member. This conclusion it seems to me is according to the letter and spirit of section 26 of the Treaty of 1866 and in accordance with the laws and regulations of the Choctaw Nation.

Such a state of facts and conditions brings about what the Treaty intended, to-wit, a valid marriage and insuring the legitimacy of the off-spring, if any, of such marriage, and residence in the Nation as a member thereof, which are the two essential things the said Treaty seeks to effectuate.

I think that the appellant here Lula B. Trahern sometimes called Lula B. Trahern should be declared entitled as intermarried citizen thereof in the Choctaw Nation, and all rights accruing therefrom and it

and living in the Choctaw Nation ----

[illegible]

([illegible]ed) [illegible] Assoc[illegible] Judge.

We concur.

Spencer [illegible] Adams Chief Judge,

Walter L. Weaver Associate Judge.

United States of America,

Indian Territory,

Southern Judicial District.

I James B. Cassada Clerk of the Choctaw and Chickasaw Citizenship Court do hereby certify that the foregoing is a true and correct copy of the decision of said Court in the action of Lula [illegible] Lula B. [illegible], Appellant vs The Choctaw and Chickasaw Nations Appellees, No. 40, as [illegible] said Court.

Witness my hand and seal of office on this the 7th day of Oct. [illegible].

James B. Cassada

141 Emma Autry et al choc

7-141

Muskogee, Indian Territory, June 8, 1906.

Joseph P. Smith,

Purcell, Indian Territory.

Dear Sir:

Receipt is hereby acknowledged of your letter of May 26, 1906, in which you ask the citizenship status of William S. Autrey who is the husband of Emma Autrey and an applicant for enrollment as an intermarried citizen of the Choctaw Nation.

In reply to your letter you are advised that it appears that William S. Autrey is the non citizen husband of Emma Autrey and the father of her children who have been enrolled as citizens by blood of the Choctaw Nation, but it does not appear from the records of this office that application has been made by or on behalf of William S. Autrey for enrollment as an intermarried citizen of the Choctaw Nation.

Respectfully,

Commissioner.

INDEX

CHOCTAW 20

IN RE

Application for Enrollment of

INFANT CHILD

James Aubrey

as a citizen of the

Choctaw Nation.

Approved, OCT 15 1902 190.

T. B. Needles

Commissioner.

DEPT. OF INT.
COMMISSION TO
FILED
OCT 15 1902

ACTING CHAIRMAN

CHOCTAW

141

DEPARTMENT OF THE INTERIOR.

COMMISSION TO THE FIVE CIVILIZED TRIBES.

IN RE Application for Enrollment, as a citizen of the Choctaw Nation, of Tams Autry (Here insert name of child), born on the 5th day of Aug, 1902

Name of Father: William Autry, a citizen of the U S Nation.

Name of Mother: Emma Autry, a citizen of the Choctaw Nation.

Post-office, Noble O. T.

AFFIDAVIT OF MOTHER.

UNITED STATES OF AMERICA,
INDIAN TERRITORY
Southern District.

I, Emma Autry, on oath state that I am 35 years of age and a citizen, by Blood, of the Choctaw Nation; that I am the lawful wife of William Autry, who is a citizen, by ....., of the U. S Nation; that a male (male or female) child was born to me on the 5th day of Aug 1902; that said child has been named Tams Autry, and is now living.

WITNESSES TO MARK: Emma Autry

(Must be Two Witnesses.)

Subscribed and sworn to before me this 7th *day of* Oct 1902.

W. E. Cowuch NOTARY PUBLIC.

AFFIDAVIT OF ATTENDING PHYSICIAN, OR MIDWIFE.

UNITED STATES OF AMERICA,
INDIAN TERRITORY.
Southern District.

I, J. H. Howard, a Physician, on oath state that I attended on Mrs. Emma Autry, wife of William Autry, on the 5th day of Aug, 1902, that there was born to her on said date a male (male or female) child; that said child is now living and is said to have been named Tams Autry.

WITNESSES TO MARK: J. H. Howard

(Must be Two Witnesses.)

Subscribed and sworn to before me this 7th *day of* Oct 1902.

W. E. Cowuch NOTARY PUBLIC.

~~16-341~~
7-141

~~UNITED STATES OF AMERICA~~
Oklahoma Territory
~~INDIAN TERRITORY~~
Comanche
~~CENTRAL DISTRICT.~~

I Hettie E. Buckles on oath state that I am 59 years old, that I am personally acquainted with Emma Autry wife of William S Autry and know that on September 24th 1894 a male child was born to her, and that said child is now living and is said to have been named Edgar Autry

Hettie E Buckles

Subscribed and sworn to before me this 4th day of April 1903.

My Commission Expires October 25th 1905.

Emil C. Knappe
Notary Public.

F. M. Fox,
LAWYER AND NOTARY PUBLIC.
COMMERCIAL BUSINESS
AND COLLECTIONS A SPECIALTY.

Purcell, Ind. Ter. Aug 30th 1897.

Hon. Dawes Commission,

Fort Gibson, I.T.

Gentlemen: -

Enclosed find application of W.S.Autrey & family for enrollment in the Choctaw Nation, their rights are not in dispute but just neglected to make application owing to sickness,

Very Respectfully,

F. M. Fox

Indian Territory,

vs.

Southern District,

Before me a Notary Public in & for the Southern District of the Indian Territory personally appeared Frank McKee who after being duly sworn states that he furnished the Governor of the Choctaw Nation a true & correct copy of all of the papers in the case of W. S. Autrey vs. the Choctaw that & that the enclosed post masters receipt is a receipt for all papers sent.

Frank McKee

Subscribed & Sworn to before me this 27th day of Aug 1897.

E. E. Estill

Notary Public Southern District Indian Territory,
at Purcell, I.T.

Indian Territory,
SS. Application for Enrollment of Wm.S.Autrey,
Southern District, & Family,

B Before the Honorable Dawes Commission,

Gentlemen;

The undersigned your petitioners respectfully make the following statement of facts. to wit: that we was very sick at the time that the Choctaw Commissioners was in the Chickasaw Nation enrolling the Choctaws & did not know that they was in the country until they had left, & we do not know whether we are on their rolls or not, I am a white man my wife being a Choctaw Indian the daughter of the late Steven.Coachernall of Blue County Choctaw Nation, & a niece of the late Judge Albert.Carney who was couty judge in the Choctaw Nation for many years, we was married in said Nation about the year of 1883.We was on the rolls of t heChoctaw Nation in 1893 & in 1896. we shared in the distromution of the Choctaw annuities & have in every way been recognized as members of said tribe, we have (4) four children Viz: Alvah. [redacted] age (9) Hester age (6) Edgar. age (3) & Callie. Phillips adopted by the Choctaw Legislature who is also a Choctaw Indian, (7)

wherefore: applicants pray that they be enrolled by your Hon Commission as members of said tribe of Indians,

W. S. Autrey

Emma Autrey

Subscribed & Sworn to before me this 27 day of Aug 1897.

T. M. Fort

Notary public Southern District of the Indian Territory.

Application of
Wm. S. Autrey
Mrs Emma " his wife
Alva " " son
Hester " " Daughter
Edgar " " son
Calla Phillips " adopted
for Enrollment in the
Choctaw Nation

FILED
OCT 16 1899
[illegible signature]

F. M. Fox Atty.
Purcell.
I. T.

141.

United States of America
Indian Territory ss.
Southern District

---------- Affidavit ----------

Before me the undersigned authority on this 23rd day of September A. D. 1898, personally appeared P. M. Hoyle, known to me to be a regular practicing Physician, and who after being by me duly sworn upon his oath deposes and says::

I am a practicing physician, and reside at Purcell Indian Territory and have so resided for nearly one year last past--

I know William S. Autrey, who lives near Purcell Indian Territory, and am also acquainted with his wife, Emma Autry.

I attended the said Emma Autry in child birth and delivered her of a male child on the 13th day of June 1898-- the child is now living.

Further affiant saith not.

P. M. Hoyle

Subscribed and sworn to before me this 23rd day of September 1898

W. L. Boyle

Notary Public for southern district of the Indian Territory

7-141

IN RE
THE DEATH OF

Nelson Autry

a citizen of the

Choctaw Nation.

Approved OCT 29 1902 190

[signature]
Commissioner.

DEPARTMENT OF THE INTERIOR
COMMISSION TO THE FIVE CIVILIZED [illegible]
FILED

[signature]

CHOCTAW
141

DEPARTMENT OF THE INTERIOR.

COMMISSION TO THE FIVE CIVILIZED TRIBES.

In the matter of the death of Nelson Cuttsy
(Here insert name of deceased)

a citizen of the Choctaw Nation, who formerly resided at or near Purcell
(Here insert name of postoffice), Ind. Ter., and died on the 3 day of March, 1900

AFFIDAVIT OF RELATIVE.

UNITED STATES OF AMERICA,
INDIAN TERRITORY,
Pontotoc District.

I, William J Cuttsy, on oath state that I am 21 years of age and a citizen, by ——, of the United States Nation; that my post office address is Norman Okla., Ind. Ter.; that I am the father of Nelson Cuttsy,
(State relationship as the father an uncle a cousin, etc.) (Here insert name of deceased)
who was a citizen, by blood, of the Choctaw Nation; and that said Nelson Cuttsy died on the 3 day of March, 1900. Wm J Cuttsy

WITNESSES TO MARK

(Must be Two Witnesses)

Subscribed and sworn to before me this 22 day of October 1902.

C S Hamm
Notary Public.

AFFIDAVIT OF ACQUAINTANCE.

UNITED STATES OF AMERICA,
INDIAN TERRITORY,
Pontotoc District.

I, F A Cuttsy, on oath state that I am 18 years of age, and a citizen, by intermarriage, of the Chickasaw Nation; that my post office address is Norman Okl. Ind. Ter.;
(Here insert name of post office)
that I was personally acquainted with Nelson Cuttsy,
(Here insert name of deceased.)
who was a citizen, by blood, of the Choctaw Nation; and that said Nelson Cuttsy died on the 3 day of March, 1900. F A Cuttsy
(Here insert name of deceased.)

WITNESSES TO MARK

(Must be Two Witnesses.)

Subscribed and sworn to before me this 22 day of October 1902.

C S Hamm
Notary Public.

Choctaw----- 141.

Department of the Interior,
Commission to the Five Civilized Tribes.
Pauls Valley, I. T., October 22, 1902.

In the matter of the application of Emma Autry, et al., for enrollment as citizens of the Choctaw Nation.

William S. Autry being duly sworn testifies with reference to this application as follows:

Examination by the Commission.

Q What is your name? A William S. Autry.
Q How old are you? A Forty-nine.
Q What is your post office address? A Norman, Oklahoma.
Q Are you a resident of the Chickasaw Nation, Indian Territory? A Yes sir.
Q How long have you lived in the Chickasaw Nation? A About 15 years.
Q Live here continuously for the past 15 years? A Yes sir.
Q You are a white man? A Yes sir.
Q And your wife is a Choctaw by blood? A Yes sir.
Q What is her name? A Emma.
Q How many children have you? A Four, Alva, Hester, Edgar, Tams.
Q They are all living with you at this time? A Yes sir.
Q You and your wife are living together as husband and wife? A Yes sir.
Q The name of your son, Edgar, does not appear upon the Choctaw Census roll of 1896,- when was he born? A September 4, 1894.
Q How do you account for his name not appearing upon the 1896 Choctaw Census roll when the names of your wife and two older children appear thereon? A Well, the way I account for it is we never appeared there; but I cant account for the way the rest of the family got on the Census roll.
Q Your wife and your two older children drew the 1893 Leased District money, did they not? A Yes sir.
Q But Edgar was not born at that time? A No sir.
Q You did not appear before the Choctaw Census Commission in 1896 and try to get any of your family enrolled? A No sir.
Q I presume their names were taken from the 1893 Pay roll? A I expect that was the way.
Q Your wife's rights and the rights of your children have never been questioned in any manner by the tribal authorities? A No sir.
Q They have always enjoyed all the rights and privileges of Choctaw citizens? A Yes sir.
Q How does it happen that you did not make any effort to have their names placed upon the 1896 Census roll? A We lived in the country then and didn't hear of it; was not taking any

Emma Autry, al------?

papers and did not hear of it, and did not know they was there. I heard afterwards they had been there, but we didn't know it before, but they are on the Census roll of 1900.

Q By whom? A Hubbard.

Q That was the United States Census, was it not? I seems like he made them out separate.

Q But he did not make it by authority of the Choctaw or Chickasaw tribal authorities? A I dont know about that.

Q You applied in 1898 for the enrollment of this boy before the Commission? A Yes sir.

W. M. Martin being duly sworn on oath states that as stenographer to the Commission to the Five Civilized Tribes he recorded in full the above proceedings at Mills Valley, Indian Territory, on the 22nd day of October, 1902, and that the within and foregoing is a full, true and correct transcript of his stenographic notes in the same.

Subscribed and sworn to before me this 24 day of October, 1902.

Notary Public.

United States of America
Indian Territory,
~~Central District~~
Southern District

— Affidavit —

I Emma Autry on oath state that I am 33 years old and am the lawfully wedded wife of William S. Autry: that I married said William S. Autry in the year of our Lord 1886: that on September 24th 1894 a male child was born by me, and that said child is now living and is named Edgar Autry.

Emma Autry

subscribed and sworn to before me this 6th day of April 1903

My Commission Expires March 11th 1907

James McGordon
Notary Public

INDEXED

In the matter of the application for enrollment as a citizen of the Choctaw nation of Edgar Autry

Approved APR [illegible] 1903

[signature]

Commissioner

Proof of birth of child listed for enrollment Sept 14 1898

DEPARTMENT OF THE INTERIOR,
COMMISSION TO THE FIVE CIVILIZED TRIBES.
FILED
APR 10 1903

[signature]
[illegible], Chairman

7- 141

Purcell Sent for Sept 15 1898
I certify that I delivered
Mrs Emma Rutes of a Boy
baby on the 15th day of June
[illegible]
To [illegible] My Office in
Purcell this Sept 15, 1898
P H Hoyle, Mat

142 Susie Ann Freeny Choc

Susie Ann Freeney
on page 195. CCR No 2
Chick. Dist. age 6
on Roll Susan Freeney
Chocktaw Residency in
Chick. Dist.

---

ok Bixby

~~ak~~

142

143 Sam P. Robinson et al Granted Choc

DEPARTMENT OF THE INTERIOR.
COMMISSION TO THE FIVE CIVILIZED TRIBES.

In the matter of the application for the enrollment as a citizen by intermarriage of the Choctaw Nation of---

SAM P. ROBINSON. 7--143.

Department of the Interior
Commission to the Five Civilized Tribes
Paula Valley, I.T. October 22, 1902.

Choctaw 143.

In the matter of the application for enrollment as a citizen by intermarriage of the Choctaw Nation of Sam P. Robinson.

Sam P. Robinson being first duly sworn testified as follows:

Examination by the Commission

Q What is your name? A Sam P. Robinson.
Q How old are you? A Forty-three.
Q What is your post office address? A Chickasha.
Q How long have you lived at Chickasha? A About one year I reckon
Q How long have you resided in the Chickasaw Nation? A About ten years I reckon.
Q Maintained a continuous residence here for the past ten years? A Yes, sir.
Q White man are you? A Yes, sir.
Q Claimant as a citizen by intermarriage of the Choctaw Nation? A Yes, sir.
Q What is the name of your Choctaw wife through whom you claim your rights as an intermarried citizen? A Cora Buckholtz.
Q Cora Buckholtz belongs to the family of Buckholtz who were admitted to citizeship in the Choctaw Nation by the Supreme Court of the Choctaw Nation in 1872? A I don't know the dates but that is my understanding.
Q Your wife's parents and her people were never recognized as citizens of the Choctaw Nation until that act of admission in 1872? A I don't know anything about the dates.
Q Well their citizenship is dependent upon that act of admission by the Supreme Court of the Choctaw Nation? A I understood that there was no Council when they came here and they was admitted by the Supreme Court.
You say you were married to Cora Buckholtz whose rights are dependent upon that admission of the Supreme Court; when was you married to her? A '83 or '84; it was 18 years last December.
Q Where were you living when you were married to her? A In the Choctaw Nation.
Q Did you marry her under a Choctaw license? A Yes, sir.
Q How much did you pay for that license? A Twenty-five dollars.
Q That was in '83, A Yes or '84.
Q Have you since your marriage lived with this woman continuously? A Yes, sir.
Q There has been no separation, desertion or divorce? A No, sir.
Q You and this woman are now living together as husband and wife and are actual bonafide residents of the Chickasaw Nation, Indian Territory? A Yes, sir.
Q You were admitted by the Dawes Commission in 1896, were you not? A No, sir.

G. Rosenwinkel being duly sworn on his oath states that as stenographer to the Commission to the Five Civilized Tribes he reported in full all the proceedings had in the above entitled cause on October 22, 1902, and that the above and foregoing is a full, true and correct transcript of his stenographic notes in said cause on said date.

Next

G. Rosenwinkel

Subscribed and sworn to before me this 20 day of November 1902.

Charles Hetherington

Notary Public.

Marriage
license of
S. P. Robinson
and
Cora Buckholts

Biggy Depot
Choctaw Nation

This is to Certify that
L. P. Robinson and Cora
Buckholtz were duly united
in matrimony, by the undersigned, December
27th 1883, at the residence of the bride's father,
in the presence of several witnesses.

R. J. Hogue
Missionary

Choclaw Nation
Blue County

To whome these presents may come, Greeting,

Know ye

That Mr Samuel P. Robinson a Citizen of the United States have this day to the undersigned authority made application for license for the express purpose of being united in marriage between himself and Miss Cora Buckholts a Citizen of the Choclaw Nation and he the said Samuel P. Robinson having complied with the laws of said Nation

Now therefore license be and is hereby granted said Samuel P. Robinson for the purpose above mentioned.

Given the 26" day of Dec A.D. 1883

G. W. Gardner
County & Probate Judge B.C.C.N.

recorded in the office of the Clerk
Henry Byington

W.F.
A.C.D.

7-143.

DEPARTMENT OF THE INTERIOR.
COMMISSION TO THE FIVE CIVILIZED TRIBES.

In the matter of the application for the enrollment of Sam P. Robinson as a citizen by intermarriage of the Choctaw Nation.

--: D E C I S I O N :--

It appears from the record herein that the applicant, Sam P. Robinson, claims rights as a citizen by intermarriage of the Choctaw Nation by virtue of his marriage on December 27, 1883 with Cora Robinson (nee Buckholts), a recognized and enrolled citizen by blood of the Choctaw Nation, whose name appears as number 1[illegible]172 upon the lists prepared by this Commission under the act of Congress approved July 1, 1902 (32 Stat., 6[illegible]1) of persons entitled to enrollment as citizens by blood of the Choctaw Nation and approved by the Secretary of the Interior on May 9, 1904.

It appears from the records of the Commission that on September 5, 1896 in the case entitled "Samuel P. Robinson vs. Choctaw Nation." (1896 Choctaw Citizenship Docket, case number 685), the applicant made original application to this Commission under the provisions of the act of Congress approved June 10, 1896 (29 Stat., 321) for admission to citizenship in the Choctaw Nation, claiming his right thereto by virtue of his marriage to the said Cora Robinson and on December 3, 1896 the said Sam P. Robinson was by this Commission admitted to citizenship in the Choctaw Nation as a citizen by intermarriage, from which decision of the Commission no appeal was taken.

It appears from an examination of the tribal rolls in the possession of the Commission that the applicant is identified upon the 1896 Choctaw Census Roll, Chickasaw District, number 15010, enrolled thereon as a citizen by intermarriage of said nation.

It further appears from the record herein that the applicant, Sam P. Robinson, was a resident in good faith of Indian Territory on June 28, 1898 and that his status as an intermarried citizen of the Choctaw Nation remained unchanged

from the date of his [illegible] mission in 1[illegible] up to and including September [illegible], 190[illegible].

It is, therefore, the opinion of this Commission that [illegible] Robinson should be enrolled as a citizen by intermarriage of the Chocktaw [illegible] in accordance with the provisions of the Acts of Congress approved June [illegible], 18[illegible] ([illegible] Stat., [illegible]) and July 1, 190[illegible] ([illegible] Stat., [illegible]), and it is so ordered.

[illegible]

Chairman.

Commissioner.

C. R. Breckinridge

Commissioner

Muskogee, Indian Territory,

OCT 15 1904

COPY.

7-143

Muskogee, Indian Territory, October 15, 1904.

Sam P. Robinson,

Chickasha, Indian Territory.

Dear Sir:

Enclosed herewith you will find a copy of the decision of the Commission to the Five Civilized Tribes, rendered October 15, 1904, granting the application for the enrolling of yourself as a citizen by intermarriage of the Choctaw Nation.

The attorneys for the Choctaw and Chickasaw Nations have been furnished a copy of this decision and have been allowed fifteen days from the date of this notice within which to file protest against the action of the Commission in enrolling you as a citizen of the Choctaw Nation. If at the expiration of that time no protest has been filed, your name will be placed upon the final rolls of the citizens of the Choctaw Nation to be submitted to the Secretary of the Interior for his approval.

Respectfully,

Tams Bixby

Chairman.

Registered.

Encl. 7-143.

7-143.

COPY!

Muskogee, Indian Territory, October 15, 1904.

J. F. Sharp,

Purcell, Indian Territory.

Dear Sir:

You are hereby notified that the Commission to the Five Civilized Tribes, on October 15, 1904, rendered its decision granting the application of Sam P. Robinson for enrollment as a citizen by intermarriage of the Choctaw Nation.

The attorneys for the Choctaw and Chickasaw nations have been furnished a copy of said decision and have been allowed fifteen days from the date of this notice within which to file protest against the action of the Commission in enrolling said Sam P. Robinson as a citizen of the Choctaw Nation. If at the expiration of said time no protest has been filed, his name will be placed upon the final rolls of the citizens of the Choctaw Nation to be submitted to the Secretary of the Interior for his approval.

Respectfully,

Tams Bixby

Chairman.

Registered.

7-143.

COPY.

Muskogee, Indian Territory, October 15, 1904.

Mansfield, McMurray & Cornish,

Attorneys for Choctaw and Chickasaw Nations,

South McAlester, Indian Territory.

Gentlemen:

Enclosed herewith you will find a copy of the decision of this Commission, rendered October 15, 1904, granting the application for the enrollment of [illegible]binson as a citizen by intermarriage of the Choctaw Nation.

You are hereby notified that you will be allowed fifteen days from the date of this notice within which to file protest against the action of the Commission in enrolling said applicant as a citizen of the Choctaw Nation. If at the expiration of said time no protest has been filed, his name will be placed upon the final rolls of the citizens of the Choctaw Nation to be submitted to the Secretary of the Interior for his approval.

Respectfully,

Tams Bixby

Chairman.

Registered. For registry receipt

Encl. 7-143. see 7-D-447.

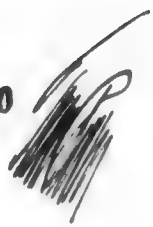
Sam P. Robinson
age 38
Int. Choc -
on page 96 Choc Int Roll
on Roll I. E. Robinson
Chickasaw Dist

---

wife Cora page 417
age ~~30~~ 29 C C R No 2
Chick Dist

Delany - (son) age 13 "
on Delana
NB
Minnie age 10 "
on Roll Winnie
Pearl
on Roll Carl age 6 "
Choctaw Reasoning in Chick Dist
OK Birth

Approved.
JUL 19 1900



143

DEPARTMENT OF THE INTERIOR,

COMMISSION TO THE FIVE CIVILIZED TRIBES.

-----:-:-:-:-:-----

IN MY Application for enrollment, as a citizen of the Choctaw Nation, of Ely Everet Robinson, born on the 29th day of September, 1899. Name of father S.P. Robinson, a citizen of the Choctaw Nation. Name of mother, Cora Robinson, a citizen of the Choctaw Nation. Post Office: Wayne, I. T.

AFFIDAVIT OF MOTHER.

UNITED STATES OF AMERICA,)
INDIAN TERRITORY, :SS.
District.)

I, Cora Robinson, on oath, state that I am 30 years of age and a citizen, by Blood, of the Choctaw Nation; that I am the lawful wife of S.P. Robinson, who is a citizen, by Marriage, of the Choctaw Nation; that a Male child was born to me on the 29th day of September, 1899; that said child has been named Ely Everet Robinson and is now living.

Cora Robinson

Subscribed and sworn to before me this 12th day of October, 1899.

M. S. Cummins

My Comm Expires July 20-1903 Notary Public.

AFFIDAVIT OF ATTENDING PHYSICIAN, OR MIDWIFE.

---:-:-:-:-:---

UNITED STATES OF AMERICA,)
INDIAN TERRITORY, :
Southern District.)

I, Willie A. Smith, a Midwife, on oath, state that I attended on Mrs. Cora Robinson, wife of S. J. Robinson, on the 23rd day of September, 1899; that there was born to her on that date a Male child; that said child is now living and is said to have been named Elej. Grat Robinson

Willie A. Smith

Subscribed and sworn to before me this the 12th day of October, 1899.

W. J. Cummins
Notary Public.

My Comm'n expires July 20-1903.

7-14

CHOCTAW. INDE

IN RE
THE DEATH OF

Ely Ernst Robinson

a citizen of the

Choctaw Nation.

Approved APR 22 1905 190

Commissioner

DEPARTMENT OF THE INTERIOR,
COMMISSION TO THE FIVE CIVILIZED TRIBES.
FILED
APR 22 1905

Chairman.

CHOCTAW.

143

DEPARTMENT OF THE INTERIOR.

COMMISSION TO THE FIVE CIVILIZED TRIBES.

In the matter of the death of Ely Ewert Robinson
(Here insert name of deceased.)

a citizen of the Choctaw Nation, who formerly resided at or near
Wayne (Here insert name of postoffice.), Ind. Ter., and died on the 17th day of
June, 1900.

AFFIDAVIT OF RELATIVE.

UNITED STATES OF AMERICA, }
INDIAN TERRITORY, }
Southern District. }

I, Dan C. Robinson, on oath state that I am 43 years of age and a citizen, by intermarriage, of the Choctaw Nation; that my post office address is Chickasha (Here insert name of post office.), Ind. Ter.; that I am the father (State relationship as: the father; mother; uncle; a cousin, etc.) of Ely Ewert Robinson (Here insert name of deceased.), who was a citizen, by blood of the Choctaw Nation; and that said Ely Ewert Robinson (Here insert name of deceased.) died on the 17 day of June, 1900.

D. C. Robinson

WITNESSES TO MARK:

(Must be Two Witnesses.) }

Subscribed and sworn to before me this 27 day of October 1900.

C E Haines
Notary Public.

Mother

AFFIDAVIT OF ~~ACQUAINTANCE~~.

UNITED STATES OF AMERICA, }
INDIAN TERRITORY, }
Southern District. }

I, C. C. Robinson, on oath state that I am 34 years of age, and a citizen, by blood, of the Choctaw Nation; that my post office address is Chickasha (Here insert name of post office.), Ind. Ter.; that I ~~was personally acquainted with~~ am the Mother of Ely Ewert (Here insert name of deceased.) Robinson who was a citizen, by blood, of the Choctaw Nation; and that said Ely Ewert Robinson (Here insert name of deceased.) died on the 17 day of June, 1900.

C C Robinson

WITNESSES TO MARK:

(Must be Two Witnesses.) }

Subscribed and sworn to before me this 11 day of April 1903

Notary Public.

7-143

Muskogee, Indian Territory, April 3, 1905.

Bond & Melton,

Attorneys at Law.

Chickasha, Indian Territory.

Gentlemen:

Receipt is hereby acknowledged of the affidavits of Cora Robinson and K. E. Albright to the birth of Denver Madison Robinson, son of Samuel and Cora Robinson, February 12, 1905, and the same have been filed with our records as an application for the enrollment of said child.

Respectfully,

Chairman.

144 David M. Spain et al Granted Choc

Cora M. Spain Transferred from Choctaw D-707 Jan 28, 1905

DEPARTMENT OF THE INTERIOR.
COMMISSION TO THE FIVE CIVILIZED TRIBES.

In the matter of the application for the enrollment as a citizen by blood of the Choctaw Nation of-

DAVID M. SPAIN 7-144.

Bill No. 39.

An Act entitled An Act to Confer Citizenship upon Mary M. Spain and others.

Be it enacted by the General Council of the Choctaw Nation, assembled, that Mary M. Spain being a regular lineal descendant of a Choctaw family, she and her husband, Thomas D. Spain, and their children W. H. H. Spain and his wife, H. L. Spain and Philadelia (Spain) Hibden, and her husband H. C. Hibden and J. B. Spain, Thomas U. Spain, David McKnight Spain and S. B. Spain are all entitled to all the rights, privileges, immunities and franchises of Choctaw citizenship.

Be it further enacted, that the citizenship of the Choctaw Nation, of the aforesaid parties, is hereby fully established and conferred, and publicly declared to the Choctaw people; and that this Act take effect and be in force from and after its passage.

Proposed by Thomas Loud, Chairman on Petitions.

Passed the House November 12th, 1875.

J. White, Speaker.

Passed the senate October 30th, 1877.

Charles Winston, President Senate, Pro. tem.

It becomes a law by its own limitation this October 31st.1877.

I hereby certify that the above and foregoing is a true and exact copy of Bill No. 39, entitled, An Act entitled An Act to confer citizenship upon Mary M. Spain and others as found in the laws of the Choctaw Nation passed at the Choctaw Council of 1876 and 1877.

F B Dawes
Notary Public

DEPARTMENT OF THE INTERIOR,
COMMISSION TO THE FIVE CIVILIZED TRIBES.

FILED

MAR 16 1902

Acting Commissioner.

7

7-144

COPY.

Muskogee, Indian Territory, March 28, 1904.

David M. Spain,

Whitebead, Indian Territory.

Dear Sir:-

You are hereby notified that you will be allowed fifteen days from this date within which to elect whether you will be finally enrolled by this Commission as a citizen of the Choctaw or Chickasaw Nation.

Said election may be made either by a personal appearance before the Commission at its office at Muskogee, Indian Territory, or by affidavit properly executed.

Respectfully,

(SIGNED)

T. B. Needles.

Commissioner in Charge.

2 H — 15

In the matter of the Application of David M. Spain for enrollment as Choctaw by blood.

DEPARTMENT OF THE I[illegible]R.
COMMISSION TO THE FIVE CIVILIZED TRIBES.
FILED
APR 8 - 1904
[illegible], CHAIRMAN.

United States of America, :
The Indian Territory, : sct.
Southern Judicial District, :

Before the Honorable Commission to the Five Civilized Tribes.

In the Matter of the Application of David M. Spain for enrollment as a citizen, by blood, of the Choctaw Nation of Indians;

David M. Spain, being first duly sworn on his oath deposes and says, that he is 46 years of age and that his Post Office address is White Bead, Indian Territory; that he is the identical person who heretofore made application as a citizen by blood of the Choctaw Nation;

This affiant says that he is by blood a Choctaw and not a Chickasaw and that he now elects to be finally enrolled as a citizen of the Choctaw Nation of Indians;

David M. Spain

Subscribed and sworn to before me this the 4" day of April, 1904.

M. J. Matthews
Notary Public.

W.S.

7-144.

DEPARTMENT OF THE INTERIOR.
COMMISSION TO THE FIVE CIVILIZED TRIBES.

In the matter of the application for the enrollment of David M. Spain as a citizen by blood of the Choctaw Nation.

--:D E C I S I O N:--

It appears from the census card record in this case that on September 14, 1898, the applicant herein appeared before the Commission and made personal application for enrollment as a citizen of the Choctaw Nation.

It appears from the record herein and the records of the Commission that on October 31, 1877, the applicant was admitted to citizenship in the Choctaw Nation by an act of the General Council of said Nation; and that his name appears upon the 1893 Choctaw Leased District Payment Roll, Chickasaw District, page 56, number 533, enrolled on said roll as a citizen by blood of said Nation, and upon the 1896 Chickasaw Census Roll, Pickens county, page 77, enrolled thereon as a citizen by intermarriage of said Nation.

It further appears from the record herein that on April 8, 1904, under the provisions of a portion of section 21 of the act of Congress approved June 28, 1898 (30 Stat., 495), the applicant elected in writing to be finally enrolled by this Commission as a citizen by blood of the Choctaw Nation, and to take his allotment of lands and distribution of moneys in said Nation.

It is, therefore, the opinion of this Commission that David M. Spain should be enrolled as a citizen by blood of the Choctaw Nation, in accordance with the provisions of the acts of Congress approved June 28, 1898 (30 Stat., 495), and July 1, 1902 (32 Stat., 641), and it is so ordered.

COMMISSION TO THE FIVE CIVILIZED TRIBES.

Chairman.

Commissioner.

Commissioner.

Muskogee, Indian Territory,

MAY 21 1904

Choctaw 144

COPY.

Muskogee, Indian Territory, May 31, 1904.

David M. Spain,

Whitebead, Indian Territory,

Dear Sir:

Inclosed herewith you will find a copy of the decision of the Commission to the Five Civilized Tribes, rendered May 31 ,1904, granting your application for enrollment as a citizen by blood of the Choctaw Nation.

The attorneys for the Choctaw and Chickasaw Nations have been furnished a copy of the decision herein and have been allowed fifteen days from the date hereof within which to file protest against the action of the Commission in enrolling you as a citizen of the Choctaw Nation. If at the expiration of said time no protest has been filed, your name will be placed upon the final rolls of the citizens of the Choctaw Nation to be submitted to the Secretary of the Interior for his approval.

Respectfully,

SIGNED

Tams Bixby.

Chairman.

Registered.

Incl. 7-144.

Choctaw 144

COPY.

Muskogee, Indian Territory, May 31, 1904.

Mansfield, McMurray & Cornish,

Attorneys for Choctaw and Chickasaw Nations,

South McAlester, Indian Territory,

Gentlemen:

Inclosed herewith you will find a copy of the decision of this Commission, rendered May 31, 1904, granting the application for the enrollment of David M. Spain as a citizen by blood of the Choctaw Nation.

You are hereby advised that you will be allowed fifteen days from the date hereof within which to file protest against the action of the Commission in enrolling said David M. Spain as a citizen of the Choctaw Nation. If at the expiration of said time no protest has been filed, his name will be placed upon the final rolls of the citizens of the Choctaw Nation to be forwarded to the Secretary of the Interior for his approval.

Respectfully,

(SIGNED)

Tams Bixby.

Chairman.

Registered.

Incl. 7-144.

DEPARTMENT OF THE INTERIOR,
COMMISSION TO THE FIVE CIVILIZED TRIBES.

Record in the matter of the application for the enrollment as a citizen by intermarriage of the Choctaw Nation of:

CORA M. SPAIN.

7-D-707.

DEPARTMENT OF THE INTERIOR.
COMMISSION TO THE FIVE CIVILIZED TRIBES.
Muskogee, Indian Territory , March 8th., 1902.

In the matter of the application of Cora M. Spain for enrollment as a citizen by intermarriage of the Choctaw Nation. Cora M. Spain, being first duly sworn, testified as follows:

Examination by the Commission.

Q What is your name? A Cora M. Spain.
Q How old are you? A Twenty-five years old, the 26th day of August.
Q What is your post-office address? A Whitebead.
Q Indian Territory? A Yes sir.
Q What nation is that in? A Chickasaw.
Q How long have you lived in the Chickasaw Nation. A I have never lived in the Chickasaw Nation. I have been in the Chickasaw Nation since December 8, 1901.
Q Where did you live before that? A Texas.
Q Were you born in Texas? A Yes sir.
Q Always lived in Texas? A Yes sir.
Q What is your father's name? A Jones is my father's name.
Q What is his full given name? A William Jones.
Q Is he living? A Yes sir.
Q What is your mother's name? A Mary.
Q Is your mother living? A Yes sir.
Q Are your parents both white persons? A Yes sir.
Q Have either one of them ever made any claim to citizenship in any tribe of Indians? A No sir.
Q Have either of your parents ever been recognized in any manner or drawn any payment as members of any tribe of Indians? A No sir.
Q Have you ever been recognized as a member of any tribe of Indians as a citizen by blood? A No sir.
Q Have you ever attempted to be recognized as such? A No sir.
Q Have you ever drawn any payments? A No sir.
Q Are you a citizen of the United States' A I don't understand.
Q You were born in the United States? A Yes sir.
Q Your parents are both citizens of the United States? A Yes sir.
Q You are making application now for enrollment as a citizen by intermarriage of the Choctaw Nation? A Yes sir.
Q What is the name of your Choctaw husband? A D. M. Spain.
Q What is his full given name? A David M. Spain.
Q How old is he? A Forty-three years old I believe.
Q Is he a citizen by blood of the Choctaw Nation? A Yes sir.
Q Has he always been recognized as such? A Yes sir.
Q Where does he live? A Whitebead, Indian Territory.

The records of the Commission examined and the name of David M. Spain, 40 years of age, of Whitebead, Indian Territory, appears upon Choctaw roll card field No. 144 having been so listed by the Commission September 14, 1898.

Q Where did you marry David M. Spain? A Gainesville, Texas.
Q When? A The 31st day of November.
Q What year? A 1901.
Q Married under a license? A Yes sir.
Q Where did you obtain the license? A In Gainesville.
Q Obtained it from the county authorities of the county in which Gainesville is? A Yes sir.
Q You had never before that time lived in the Chickasaw Nation? A No sir.
Q How long had your husband been a resident of the Chickasaw Nation? A I don't know how long.

The applicant offers in evidence, there is marked Exhibit "A" filed and made a part of the record in this case the marriage license issued by the County Clerk of Cook County, Texas, to David M. Spain to Marry Mrs. Cora M. McDaniells, the same being dated November 30, 1901, and attached thereto being the certificate of B. F. Mitchell as to the marriage of David M. Spain and Mrs. Cora M. McDaniells on November 30, 1901.

Q Are you the identical person named in this marriage license as Mrs. Cora M. McDaniells? A Yes sir.
Q You have been married before, then? A Yes sir.
Q Who were you married to? A William McDaniells.
Q Is he living? A I don't know. I haven't seen him for ten years.
Q You were legally married to him, were you? A Yes sir.
Q And divorced? A Yes sir.
Q You don't know whether he is living or not? A No sir.
Q Have you any evidence of your divorce from him? A Yes sir.
Q Have you it with you? A I didn't bring it with me. I have it at home.

Here L. P. Hudson attorney for applicant asks leave to file evidence of divorce of Cora M. McDaniells from William McDaniells.

Q Were you ever married to any other person before you married William McDaniells? A No sir.
Q Was your husband, David M. Spain, ever married before he married you? A Yes sir.
Q To whom was he married? A Georgia James.
Q Is she living? A No sir.
Q Did he live with her up until her death? A Yes sir.
Q At the time you married David M. Spain neither of you had a living husband or wife from whom you had not been legally divorced? A No sir.
Q Were you ever married to David M. Spain in accordance with the tribal laws of the Chickasaw Nation? A No sir.

David M. Spain being first duly sworn, testified as follows: Examination by the Commission.

Q What is your name? A David M. Spain.
Q How old are you? A I ought to be forty-three years old. I was born in '58.
Q What is your post-office address? A Whitebead, I. T.
Q Are you a citizen of the Choctaw Nation? A Yes sir.
Q Are you the husband of this applicant, Cora M. Spain? A I am.
Q When were you married to her? A The last day of November, 1901.
Q At the time you married her she was a resident of Texas? A Yes sir.
Q You were a resident of what place? A Chickasaw Nation.
Q How long had you been living in the Chickasaw Nation? A Since about '82. I did live in the Choctaw Nation near Caddo.
Q Been living in the Chickasaw Nation for the last twenty years? A Off and on. I have been back and forwards.
Q Where has your residence been for the last twenty years?
A I could not tell you. I will say for the last six years at Whitebead Hill.
Q Do you own property there? A Yes sir. I have been there longer than that but then back and forwards.
Q Did you ever marry Cora M. Spain in accordance with the laws of the Chickasaw Nation? A I married her in accordance with the law of Texas.
Q Never married her in accordance with the tribal laws of the Chickasaw Nation? A No sir.
Q Did you ever attempt to obtain a Chickasaw license to marry her? A No sir.

Myra Young, having been first duly sworn, upon her oath states that as stenographer to the Commission to the Five Civilized Tribes she reported in full all proceedings had in the above entitled cause on the 8th day of March, 1902, and that the above and foregoing is a full, true and correct transcript of her stenographic notes of said proceedings on said date.

Myra Young.

Subscribed and sworn to before me this 8th day of March, 1902.

Notary Public.

Exhibit "A"

DEPARTMENT OF THE INTERIOR,
COMMISSION TO THE FIVE CIVILIZED TRIBES.
FILED
MAR 8 1902

ACTING CHAIRMAN.

1678 Class 2

Marriage License.

David M. Spain

—AND—

Mrs. Cora M McDaniells

Issued Nov 30th 1901

A J Thompson Co. Clerk.

By E M Thompson Deputy.

Recorded in Book 9

Page 241 Marriage Records.

A J Thompson Clerk.

Returned and passed for record this [illegible] day of [illegible] A. D. 18[illegible], and recorded

the [illegible] day of [illegible]

[illegible] Clerk.

By [illegible] Deputy.

STATE OF TEXAS.

COOKE COUNTY.

To any Judge of the County or District Court, Regularly Licensed or Ordained Minister of the Gospel, Jewish Rabbi or Justice of the Peace in and for said County of Cooke

GREETING:

YOU ARE HEREBY AUTHORIZED TO SOLEMNIZE THE

RITES OF MATRIMONY

Between Mr. David M Spain and Mrs Cora M McDaniells and make due return to the Clerk of the County Court of said County within sixty days thereafter certifying your action under this License.

WITNESS my official signature and seal of office at office in GAINESVILLE, this 30th day of Nov. A.D. 1901.

E M Thompson Deputy — A J Thompson Clerk of the County Court — COOKE Co.

I B F Mitchell hereby certify that on the 30th day of Nov. A.D. 1901 United in Marriage David M Spain and Mrs. Cora M. McDaniells the parties above named Witness my hand this 30th day of Nov. A.D. 1901

B F Mitchell

County Judge

7-D-707

DEPARTMENT OF THE INTERIOR,
COMMISSION TO THE FIVE CIVILIZED TRIBES.
Pauls Valley, Indian Territory, October 23, 1902.

In the matter of the application for enrollment of Cora M. Spain as a citizen by intermarriage of the Choctaw Nation.

David M. Spain, being first duly sworn, testified as follows:

Examination by the Commission.

Q What is your name? A David M. Spain.
Q How old are you? A Forty-four.
Q What is your postoffice address? A Whitebead, Indian Territory.
Q You are a Choctaw Indian by blood, are you not? A Yes sir.
Q Always been recognized and enrolled as such? A yes sir.
Q Your rights have never been questioned? A No sir.
Q Are you married? A Yes sir.
Q Is your wife living? A Yes sir.
Q What is her name? A Cora M. Spain.
Q She is a white woman? A yes sir.
Q And an applicant for enrollment as a citizen by intermarriage of the Choctaw Nation? A Yes sir.
Q She claims her rights be virtue of her marriage to you? A Yes sir.
Q You and Cora M. Spain appeared before the Commission at Muskogee, on the 8th day of March, this year, and made application for her enrollment? A Yes sir.
Q Have you and this woman been living together as husband and wife in the Chickasaw Nation conti nuously since your marriage in November, 1901? A Yes sir.
Q You are now bona fide residents of the Nation? A Yes sir.
Q Have you since your appearance in March, 1902, married this woman in accordance with the laws and customs and usages of the Chickasaw Nation? A No sir.
Q You were married to her then only under a United States license procured in the State of Texas? A Yes sir.
Q How many times were you married before you married her? A Once.
Q Your first wife was a Chickasaw woman? A Yes sir.
Q When did she die? A Died in '99, I believe.
Q How many times had your present wife been married when you married her? A Once.
Q Was her first husband dead when you married her? A I think she was divorced from him.
Q She makes no claim whatever to being possessed of Indian blood? A No sir.

Ira S. Miles, being first duly sworn, states that as stenographer to the Commission to the Five Civilized Tribes he reported in full all proceedings had in the above entitled cause, heard at Pauls Valley, Indian Territory, October 23, 1902, and that the above and foregoing

Cora M. Spain-2

is a full, true and correct transcript of his stenographic notes taken in said proceedings on said date.

Subscribed and sworn to before me this the 30 day of October, 1902.

Notary Public.

DEPARTMENT OF THE INTERIOR
COMMISSION TO THE FIVE CIVILIZED TRIBES
FILED
NOV 5 - 1904

Form No. 612.

DECREE OF DIVORCE.

Cora McDaniels, Plaintiff,
vs.
Will McDaniels, Defendant.
No. 370

Now on this 27th day of March 1901, this cause comes on to be heard upon the report of the Master in Chancery, filed herein, which said report is by the Court confirmed and approved, and exhibits filed therewith; and the plaintiff appearing by her attorney, Claude Weaver, and it appearing that the defendant had been legally summoned and failed to appear and make answer; and it appearing from said Master's report that the allegations in the plaintiff's complaint are true, and the Court being fully advised in the premises:

It is therefore ordered, adjudged and decreed, That the Bonds of Matrimony existing between the Plaintiff and the Defendant be, and the same are hereby, set aside and held for naught.

It is further ordered,

United States of America,
INDIAN TERRITORY,
SOUTHERN DISTRICT. } ss:

I, C. M. CAMPBELL, Clerk of the United States Court for the Southern District of the Indian Territory, do hereby certify that the above and foregoing is a true and correct copy of the original decree as appears from the records of this Court.

WITNESS my hand and seal of office, at Purcell, this the 1st day of November 1904

C. M. Campbell
Clerk U. S. Court, Southern District, Indian Territory.

By T. F. Green Deputy Clerk.

7-D-707.

DEPARTMENT OF THE INTERIOR,
COMMISSION TO THE FIVE CIVILIZED TRIBES.

In the matter of the application of Cora M. Spain for enrollment as a citizen by intermarriage of the Choctaw Nation.

D E C I S I O N.

It appears from the record herein that the applicant, Cora M. Spain, on November 30, 1901, was married, under the laws of the state of Texas, and in that state, to David M. Spain, a recognized and enrolled citizen by blood of the Choctaw Nation, whose name appears as number 15564 upon the lists prepared by this Commission under the act of Congress approved July 1, 1902 (32 Stat., 641), of persons entitled to enrollment as citizens by blood of the Choctaw Nation, and approved by the Secretary of the Interior on September 22,1904; that at the time of said marriage the applicant was a resident of the state of Texas and the said David M. Spain was a resident in good faith of the Chickasaw Nation; that immediately thereafter, they took up their residence in the Chickasaw Nation, and have lived together as husband and wife, in said Nation, continuously since said time up to and including September 25, 1902.

It is, therefore, the opinion of this Commission that, following the ruling of the Department in the case of Ella Jones (I.T.D. 6818-1904), Cora M. Spain should be enrolled as a citizen by intermarriage of the Choctaw Nation, in accordance with the provisions of the acts of Congress approved June 28, 1898 (30 Stat., 495) and July 1, 1902 (32 Stat., 641), and it is so ordered.

COMMISSION TO THE FIVE CIVILIZED TRIBES.

Chairman.

Commissioner.

Muskogee, Indian Territory,

JAN 12 1905

Commissioner.

Choctaw D 707

COPY.

Muskogee, Indian Territory, January 12, 1905.

Cora M. Spain,

Whitebead, Indian Territory,

Dear Madam:

Inclosed herewith you will find a copy of the decision of the Commission to the Five Civilized Tribes, rendered January 12, 1905, granting your application for enrollment as a citizen by intermarriage of the Choctaw Nation.

The attorneys for the Choctaw and Chickasaw Nations have been furnished a copy of said decision and have been allowed fifteen days from the date of this notice within which to file protest against the action of the Commission in enrolling you as a citizen of the Choctaw Nation. If at the expiration of that time no protest has been filed, your name will be placed upon the final rolls of the citizens of the Choctaw Nation to be submitted to the Secretary of the Interior for his approval.

Respectfully,

SIGNED

Tams Bixby

Chairman.

Registered.

Incl. 7-D-707.

Choctaw D 707

COPY.

Muskogee, Indian Territory, January 12, 1905.

Mansfield, McMurray & Cornish,

Attorneys for Choctaw and Chickasaw Nations,

South McAlester, Indian Territory,

Gentlemen:

Inclosed herewith you will find a copy of the decision of this Commission, rendered January 12, 1905, granting the application for the enrollment of Cora M. Spain as a citizen by intermarriage of the Choctaw Nation.

You are hereby advised that you will be allowed fifteen days from the date of this notice within which to file protest against the action of the Commission in enrolling said applicant as a citizen of the Choctaw Nation. If at the expiration of that time no protest has been filed, her name will be placed upon the final rolls of the citizens of the Choctaw Nation to be submitted to the Secretary of the Interior for his approval.

Respectfully,

Tams Bixby

Chairman.

Registered.

Incl. 7-D-707.

See Choctaw D 800 for registry receipt for this letter.

7-T-907.

Muskogee, Indian Territory. October 21, 1904.

Cora M. Spain,

White Bead, Indian Territory.

Dear Madam:

In the matter of your application for enrollment as a citizen by intermarriage of the Choctaw Nation, it appears from your testimony, given March 5, 1902, that, prior to your marriage to D. M. Spain, you had been married to and divorced from William McDaniells.

Before your application can be given further consideration, you must furnish either the original or a certified copy of the decree of divorce between yourself and William McDaniells.

This matter must receive prompt attention.

Respectfully,

Chairman.

[illegible]

[illegible] 1904.

Claude Beaver,

[illegible], Indian Territory.

Dear [illegible]:-

[illegible] acknowledged of your letter of November [illegible], [illegible] a certified copy of the decree of divorce between [illegible] Schaniel and [illegible] Schaniel March 27, 1901, and the same [illegible] with the records of the Commission in the matter of the application of [illegible] Chain as an intermarried citizen of the Chocta[illegible].

Respectfully,

Chairman.

Choctaw 144

Muskogee, Indian Territory, March 25, 1905.

Jubal L. Spain,

Whitehead, Indian Territory,

Dear Sir:

Receipt is hereby acknowledged of the affidavits of Martha E. Spain and Cora McHenry to the birth of Thelma Lee Spain, infant daughter of Jubal L. and Martha E. Spain, January 28, 1905, and the same have been filed with our records as an application for the enrollment of said child.

Respectfully,

Chairman.

EMPTY

EMPTY

147 Thomas Carter Granted

Thomas Carter
age 36

Choctaw Residency in
Chick. Dist.

page 127 C.C.R. No. 2
Chick. Dist.

Ok Bixby

147

CHOCTAW. inc(6)

INDEXED

IN RE
THE DEATH OF

Thomas S. Carter

a citizen of the

Chestnut Nation.

Approved MAY 2 1901 190

Commissioner.

DEPARTMENT OF THE INTERIOR
COMMISSION TO THE FIVE CIVILIZED TRIBES.
FILED
MAY 2 1901

CHOCTAW.

147

DEPARTMENT OF THE INTERIOR.

COMMISSION TO THE FIVE CIVILIZED TRIBES.

In the matter of the death of Thomas L. Carter
(Here insert name of deceased)
a citizen of the Choctaw Nation, who formerly resided at or near
Boynuond
(Here insert name of postoffice.) , Ind. Ter., and died on the 6th day of March
1899.

AFFIDAVIT OF RELATIVE

UNITED STATES OF AMERICA,
INDIAN TERRITORY,
..... District.

I, Florence Carter , on oath state that I am 26
years of age and a citizen, by blood , of the Choctaw Nation;
that my post office address is Waldron , Ind. Ter.; that I am
a half brother of Thomas L. Carter .
(State relationship, as: the father; an uncle or cousin, etc.) (Here insert name of deceased)
who was a citizen, by blood , of the Choctaw Nation;
and that said Thomas L. Carter died on the 6th day of
March , 1899.
WITNESSES TO MARK:

Florence Carter.

(Must be Two Witnesses)

Subscribed and sworn to before me this 22nd day of March 1901.

Cyrus Kerr
Notary Public.

AFFIDAVIT OF ACQUAINTANCE.

UNITED STATES OF AMERICA,
~~INDIAN TERRITORY,~~
Southern District.

I, John H. Walner , on oath state that I am 38
years of age, and a citizen, by blood , of the Chickasaw Nation;
that my post office address is Boynuond, Ind. Ter.;
that I was personally acquainted with Thomas L. Carter
(Here insert name of deceased)
who was a citizen, by blood , of the Choctaw Nation;
and that said Thomas L. Carter died on the 6th day of
(Here insert name of deceased)
March, 1899.
WITNESSES TO MARK.

John H. Walner

(Must be Two Witnesses)

Subscribed and sworn to before me this 28th day of March 1901.

Cyrus Kerr
Notary Public.

148 S.C. Riggan et al Granted Choc

DEPARTMENT OF THE INTERIOR,

COMMISSION TO THE FIVE CIVILIZED TRIBES.

The record in the matter of the application for the enrollment as a citizen by intermarriage of the Choctaw Nation of -

E. C. RIGGAN, -- Choctaw No. 148.

-- -- -- -- -- -- -- --

Mi 10 11

"Hotak mona hot nana
elappa ithai a hoshki

Kaonti chach nan isht
ai atta Pan totak Kaonti
Kaonti chach sia hot
Noholla U.S. ai a chappa
S. C. Riggan mi cha chi
kasha ahayo Pan totok ai
ahanta Edith Carr nan alhpisa
ai akaiyot itti halla chi
mako lassinis atok ma
ikash lishki
Kantotok micha Pilobit
chach R Carney"

Certificate of Marriage

United States of America } I A. W. Dumas
Indian Territory } a minister of the
Southern District } Gospel do hereby
Certify, that on the 12th day of May, A.D. 1897

I did duly according to law, as
Commanded in the foregoing license,
(Issued by R. Carney, County & probate Judge
of Pontotoc County, Ind, Ter,) "mi 10-1897"
Solemnize the Rites and publish the
banns of matrimony between the parties
there in named, S. C. Riggan and
Edith Carr, witness my hand this the
12th day of may. A.D. 1897.

My Credentials are recorded in
the office of the Clerk of U.S. Court
Indian Territory, Southern District,
Book "A". Page "123"

Rev. A. W. Dumas, a
minister of the Gospel of the
Cumberland Presbyterian Church
of the United States of America.

#

The following is the translation
of the aforesaid here in License issued
by R. Carney. "mi 10-97. "Towitt"

"may 10-1897.

This shall be known to all persons

I the County Judge of Pontotoc County, Certify that a white man U.S. Citizen and a Chickasaw woman natives of Pontotoc County, Edith Carr and J.E. Riggan have taken license according to Indian laws, to marry. County & Probate Judge of Pontotoc County. R, Carney."

The above Translation is rendered by one Mr. Mose Chigler a fullblood, of Davis Indian Ter, who was national interpreter for several years at Tishimingo I.T. I myself procured, myself, this Translation from Mose Chigler, May 14-1897, Davis I.T.

I also Certify that the license here in, is a verbatum copy of the license issued by R. Carney, May 10-1897. in words, spelling &c. Rev. A. W. Dumas, a C.P. minister, Registered, Southern district-Ardmore I.T. Book A page 23

Southern District
Indian Territory

Wynnewood I.T.
June 16 [illegible]

Subscribed and sworn to before me this the 16th sixteenth day of June 1877.

[illegible]

My commission expires [illegible]

[illegible]

Department of the Interior
Commission to the Five Civilized Tribes
Pauls Valley, I.T. October 21,1902.

Choctaw 148.

In the matter of the application for enrollment as a citizen by intermarriage of the Choctaw Nation of S. C. Riggan.

S. C. Riggan being first duly sworn testified as follows:

Examination by the Commission

Q What is your name? A S. C. Riggan.
Q How old are you Mr. Riggan? A Thirty-one.
Q What is your post office address? A Wynnewood.
Q How long have you lived in the Chickasaw Nation? A I have been here about ten years, since '92.
Q Have you lived here continuously since '92? A Yes, sir.
Q You are a white man? A Yes, sir.
Q And an applicant for enrollment as a citizen by intermarriage of the Choctaw Nation? A Yes, sir.
Q What is the name of your Choctaw wife through whom you claim your right to enrollment? A Edith Carr.
Q She is a recognized citizen by blood of the Choctaw Nation? A Yes, sir.
Q When were you married to her? A 1897.
Q Where? A Wynnewood.
Q Where did you live at the time of your marriage to her? A Wynnewood.
Q Where did she live when you were married to her? A Wynnewood also.
Q How long had she lived here at that time ? A She was born here.
Q You were married to her under a Chickasaw license? A Yes, sir.
Q How much did you pay for that license? A Fifty dollars.
Q Did you ever marry her under a United States license? A No, sir
Q Never married her but once? A No, sir.
Q Was she ever married before? A No, sir.
Q Have you b en living together in the Chickasaw Nation as husband and wife continuously since your marriage under that Chickasaw license? A I have.
Q There has been no separation or divorce? A No, sir.
Q You are both bonafide residents of the Chickasaw Nation at this time? A Yes, sir.

G. Rosenwinkel being duly sworn on his oath states that as stenographer to the Commission to the Five Civilized Tribes he reported in full all the proceedings had in the above entitled cause on October 21,1902, and that the above and foregoing is a full, true and correct transcript of his stenographic notes in said cause on said date.

G Rosenwinkel

Subscribed and sworn to before me this 20 day of November 1902.

Charles Hesaman

Notary Public.

Approved
GOR

7- 148

DEPARTMENT OF THE INTERIOR
COMMISSION TO THE FIVE CIVILIZED TRIBES

In the matter of the application for the enrollment of S. C. Riggan as a citizen by intermarriage of the Choctaw Nation.

---D E C I S I O N ----

It appears from the record herein that S. C. Riggan, on May 12, 1897, was married in accordance with the laws, customs and usages of the Chickasaw Nation to Edith Riggan (nee Carr), a recognized and enrolled citizen by blood of the Choctaw Nation, whose name appears as No. 291 upon the lists prepared by this Commission under the Act of Congress approved July 1, 1902 (32 Stats. 641) of persons entitled to enrollment as citizens by blood of the Choctaw Nation, and approved by the Secretary of the Interior on December 12, 1902; that at the time of said marriage both persons above mentioned were residents in good faith of the Chickasaw Nation, and that they have lived together continuously in said Nation as husband and wife from the date of said marriage up to and including September 25, 1902.

It is, therefore, the opinion of this Commission that S. C. Riggan should be enrolled as a citizen by intermarriage of the Choctaw Nation in accordance with the provisions of the Acts of Congress approved June 28, 1898 (30 Stats. 495) and July 1, 1902 (32 Stats. 641) and it is so ordered.

COMMISSION TO THE FIVE CIVILIZED TRIBES

Chairman.

COMMISSIONER.

COMMISSIONER.

COMMISSIONER.

Muskogee, Indian Territory

JUL 23 1903

Choctaw-148

Muskogee, Indian Territory, July 23, 1903 .

S. C. Riggan,

Wynnewood, Indian Territory.

Dear Sir:

Enclosed herewith you will find a copy of the decision of the Commission, rendered July 23, 1903, granting your application for enrollment as a citizen by intermarriage of the Choctaw Nation.

The attorneys for the Choctaw and Chickasaw Nations have been furnished a copy of this decision and have been allowed fifteen days from this date within which to file protest against the action of the Commission in enrolling you as a citizen of the Choctaw Nation. If at the expiration of that time no protest has been filed, your name will be placed upon the final rolls of the citizens of the Choctaw Nation to be submitted to the Secretary of the Interior for his approval.

Respectfully,

T. B. Needles.
Commissioner in Charge.

Registered.

Enc.MG.4/23

Chocta. 148

Muskogee, Indian Territory, July 23, 1903.

Mansfield, McMurray & Cornish,

Attorneys for the Choctaw and Chickasaw Nations,

South McAlester, Indian Territory.

Gentlemen:

Enclosed herewith you will find a copy of the decision of the Commission, rendered July 23, 1903, granting the application of S. C. Riggan, for enrollment as a citizen by intermarriage of the Choctaw Nation.

You are hereby advised that you will be allowed fifteen days from this date within which to file protest against the action of the Commission in enrolling the applicant herein as a citizen of the Choctaw Nation. If at the expiration of that time no protest has been filed, the name of the applicant will be placed upon the final rolls of the citizens of the Choctaw Nation to be submitted to the Secretary of the Interior for his approval.

Respectfully,

T. B. Needles.

Commissioner in Charge.

Registered.

Enc.M.3/23

REGISTRY RECEIPT.

Post Office at Wynne [illegible]

Registered Letter / Parcel } No. 28 Rec'd Aug 4 1897

of D. Williams

One Letter

addressed to Governor of Chickasaw Nation

Tishomingo Ind. Ter

[illegible] P. M.

License & Certificate of Marriage of Mr S. [illegible] and [illegible] Edith Carr united May 12-1897 at 8:3 p.m.

7-148

Recorded in the [illegible] the 1st [illegible] 1897

7-

Co. Chick[illegible]

E. [illegible]

Citizenship

FILED
AUG 4 1897
[illegible] Jaraways
SEC'Y.

Original

To the Hon. Daw's Commission:-

Indian Territory
Southern District
Chickasaw Nation

On this 3d day of [illegible] personally appeared before [illegible] a Notary Public [illegible] for the Southern District, Indian Territory, S. C. [illegible] who having [illegible] sworn deposes and says:- My name is S. C. [illegible] an my post office address is [illegible] Ind. Ter., my age is 26 years. That on the 12th day of May 1897 I was joined in marriage [illegible] Edith [illegible], the daughter of [illegible] Alice [illegible] citizens of the Chickasaw Nation [illegible] whose names [illegible] "rolls of citizenship" of said Nation, and that [illegible] Edith [illegible], have [illegible] and now are living together as [illegible] This application, [illegible] is made for the purpose of [illegible] enrolled on the "rolls of [illegible]" of said Chickasaw Nation, Ind. Ter.

S. C. Riggan

Subscribed and sworn to before me this 3 day of August 1897, and I certify that a copy of this was mailed by me to the Governor of Chickasaw Nation, I. T. on the 11th day of August 1897.

David Williams
Notary Public

Commission expires Nov 17, 1898

Copy of
"Mi 10-97."

"Hotak mona kat [illegible]
ithai a nashk[illegible]
Kaonti chach[illegible] isht ai atta
Pan totak [illegible] kaonti [illegible]
Sia hat [illegible] us. [illegible] chaffa
S. C. Riggan mi [illegible]
ahayo Pan totok ai [illegible]
Carr [illegible] alhpisa ai akaiyat
illi hall[illegible] chi mako [illegible]
ma ikash [illegible]
Kantotok [illegible] Pilobit [illegible]
Carney"

Certificate of [illegible]

United States of America
Indian Territory
Southern District

I, A. W. Dumas, a minister of the Gospel do hereby certify that on the 12th day of May A.D. 1897 I did duly according to law as commanded in the [illegible] issued by R. Carney, Co[illegible] of Pontotoc County, Ind. Ter. "Mi 10-1897." [illegible] the rites and publish the bans of matrimony between the parties therein named, S. C. Riggan and Edith Carr. Witness my hand this the 12th day of May A.D. 1897. My credentials are recorded in the office of the clerk of U. S. Court Indian Territory, Southern District Book A. page 123

Rev. A. W. Dumas
a minister of the gospel of the [illegible] Presbyterian church of the United States of America

The following is the translation of the aforesaid herein license issued by R. Caney, Mi 11-1897 to cit:

May 11-1897

This shall be known to all persons, I the County Judge of Pontotoc County, certify that a white man, U.S. Citizen [illegible] Chickasaw [illegible] native of [illegible] Edith Carr, [illegible] have taken license according to Indian laws to marry. County and Probate Judge of Pontotoc County, R Caney."

The above translation is rendered by me Mr Moses [illegible] of Davis, [illegible] for [illegible] I.T. [illegible] procured myself [illegible] Moses C[illegible] I also [illegible] is a [illegible] the license issued by R. Caney, May 11-1897 in words & spelling &c.

Rev. [illegible] is a C.P. Minister, registered [illegible] Ardmore, I.T. [illegible]

Southern District } Wynnewood, I.T.
Indian Territory } June 16 1897

Subscribed and sworn to before me this the (16) sixteenth day of June 1897

J. F. Hargis
N.P.

my commission expires March [illegible] 1898

Copy of

Certificate of Ma[illegible]

United States of [illegible]
The Indian Territory
Southern District

I, Rev A. W. Dumas a minister of the gosp[illegible], do hereby certify that on the 12th day of May A.D. 1897 [illegible] accord[illegible], as commanded in the foregoing license, issued by [illegible] Mi 13-9[illegible]) solemnize the Rites [illegible] the bans of matrimony [illegible] therein named, [illegible] Carr). Witness my hand this 12th day of May, A.D. 1897. My [illegible] are recorded in the [illegible] of the United States Court, Indian Territory, Southern District [illegible] 123

Rev. A. W. Dumas
a m[illegible] gospel of the [illegible]

Indian Territory
[illegible]

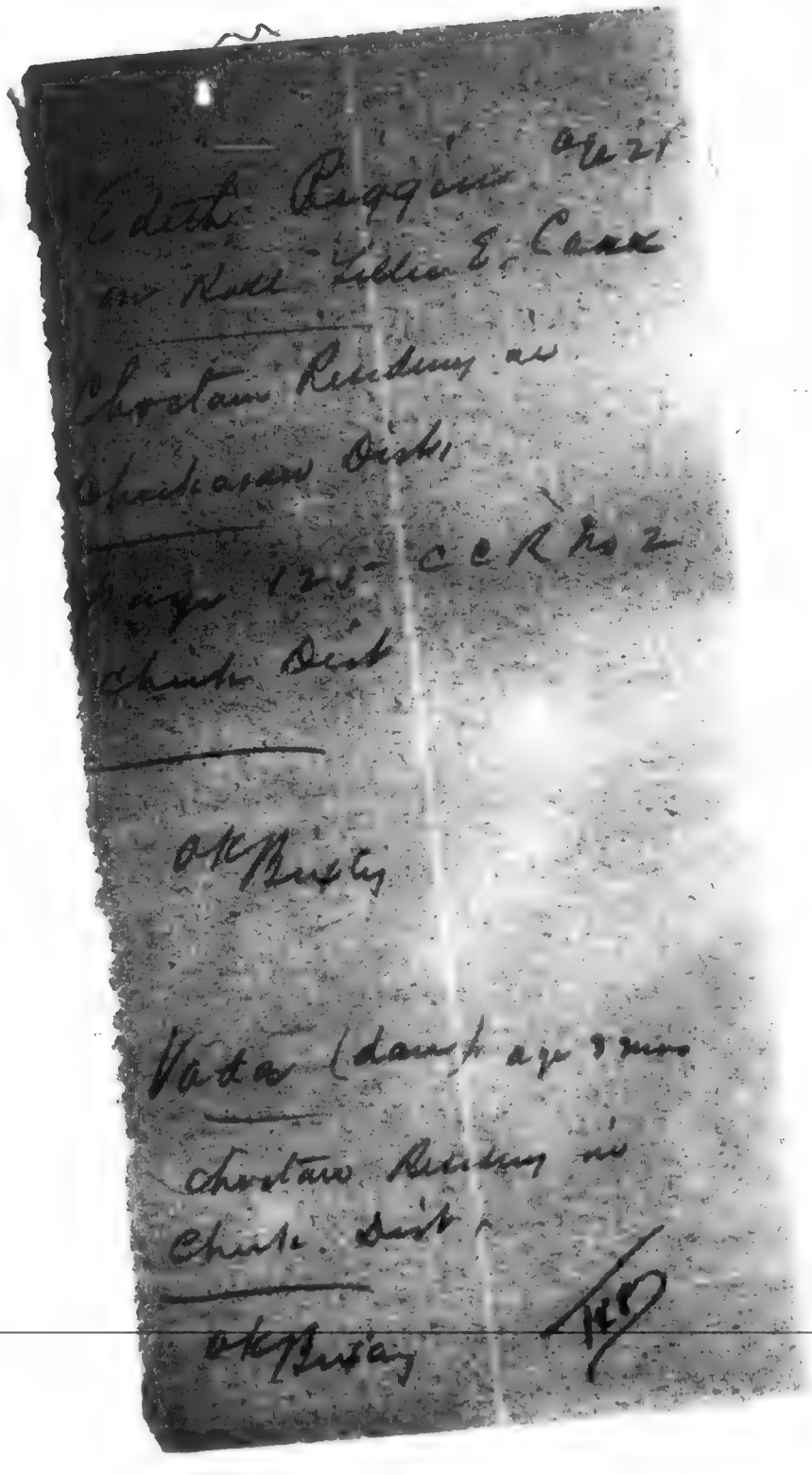
a [illegible]

and for the Southern District of the Indian Territory do hereby certify [illegible] true and correct copy, with the indorsements thereon of the certificate of [illegible] an and Edith Carr this day [illegible]

I further certify that [illegible] mailed by me to the Governor of Chickasaw Nation, Ind[illegible] 4th August 1897. This 3d day of August 1897

Commission expires
Nov 19 1898

David Williams
Notary Public



Edith Riggins age 21
on Roll Lillie E. Carr

Choctaw Residency in
Cherokee Dist.

Page 125 - C C R No 2
Chick Dist

OK Bixby

Vada (dau) age 3 mos

Choctaw Residency in
Chick. Dist.

OK Bixby

7

S. C. Riggan
age 27

Int. Choctaw

Choctaw Residing in
Chick. Dist.

OK Bind by

145

Recorded in
the marriage
record in the
Clk's office
this the 1st
day of June
A. D. 1897.
Geo. Colbert
Co. Clk of
Pontotoc Co.
[illegible]
[illegible]

[illegible]

Marriage of Mr. J. C. Rigaud [illegible]

Miss Edith [illegible], United

May 12-1897, at 8:30 p.m.

Certificate of marriage -

United States of America. } I Rev. A.W. Dumas,
The Indian Territory. } a minister of the
Southern district } gospel -

Do hereby certify, that on the 12th day of May, A.D. 1897. I did duly according to law, as commanded in the foregoing License (issued by R. Carney, Mi 10-97) solemnize the Rites and publish the bans of matrimony between the parties there in named (S.C. Riggan and Edith Carr) witness my hand this 12th day of May A.D. 1897. My credentials are recorded in the office of the Clerk of the United States Court, Indian Territory, Southern District, Book "A" Page "123."

Rev. A.W. Dumas.
A minister of the Gospel -
of the C.P. Church U.S.A.

To whom it may concern:—

This is to certify that on the 24th day May 1898 a daughter was born to Mr and Mrs S. C. Riggan—

Wynnewood I.T. Sept 14th 1898

J. A. Winfrey M. D.
Attending Physician

ACKNOWLEDGEMENT.

CHICKASAW NATION, INDIAN TERRITORY, SOUTHERN DISTRICT.

BE IT KNOWN, That on this 14 day of Sept 1898, before the undersigned notary public in and for the Southern Judicial District of the Indian Territory, personally came and appeared J. A. Winfrey, M D. to me known to be the person named in, and whose name is subscribed to the above and foregoing instrument, and after having the contents fully explained to him acknowledged that he voluntarily executed the same on the day and year herein mentioned, for the uses, purposes and considerations therein set forth, and I do so certify.

WITNESS my hand and seal this the day and year above written.

A. D. Mackey NOTARY PUBLIC.

Indian Territory,
CHICKASAW NATION,
SOUTHERN DISTRICT.

Know all Men by these Presents.

That I, _____ of _____ Chickasaw Nation, Indian Territory, party of the fiast part, in consideration of One Dollar, to me in hand paid (receipt of which is hereby acknowledged) by R. F. POWELL of Wynne Wood, Indian Territory, do hereby grant, bargain and sell unto the said R. F. POWELL, and his assigns forever, the following described personal property, to-wit:

_____

CHOCTAW.

IN RE

Application for Enrollment of

INFANT CHILD.

Burnice C Riggan

As a citizen of the

Choctaw Nation.

Approved JUL 7 1900

Commissioner.

DEPARTMENT OF THE INTERIOR,
COMMISSION TO THE FIVE CIVILIZED TRIBES.
FILED
JUL 7 1900

ACTING CHAIRMAN.

148.

Department of the Interior,

COMMISSION TO THE FIVE CIVILIZED TRIBES.

IN RE Application for Enrollment, as a citizen of the Choctaw Nation,

of Burniece C. Riggan, born on the 30 day of June, 1900.

Name of father: Simeon C. Riggan, a citizen of the Choctaw Nation.

Name of mother: Lilian E. Riggan, a citizen of the Choctaw Nation.

Post Office: Wynnewood, Ind. Ter.

AFFIDAVIT OF MOTHER.

UNITED STATES OF AMERICA,
INDIAN TERRITORY,
Southern District.

I, Lillian E Riggan, on oath, state that I am 22 years of age and a citizen, by birthablood, of the Choctaw Nation; that I am the lawful wife of Simeon C Riggan who is a citizen, by marriage, of the Choctaw Nation; that a female child was born to me on the 30 day of June, 1900; that said child has been named Burniece C. Riggan, and is now living.

× Lillian E. Riggan,

Subscribed and sworn to before me this 6th day of July, 1900.

David Williams
Notary Public.

AFFIDAVIT OF ATTENDING PHYSICIAN, OR MIDWIFE.

UNITED STATES OF AMERICA,
INDIAN TERRITORY,
Southern District.

I, W E Settle, a Physician, on oath, state that I attended on Mrs. Lillian E Riggan, wife of Simeon C Riggan on the 30 day of June, 1900; that there was born to her on said date a ~~female~~ child; that said child is now living and is said to have been named Burniece C Riggan.

W. E. Settle M.D.

Subscribed and sworn to before me this 6th day of July, 1900.

David Williams
Notary Public.

T-142

Muskogee, Indian Territory, March 22, 1905.

Simeon C. Riggan,

Wynnewood, Indian Territory.

Dear Sir:

Receipt is hereby acknowledged of your letter of March 6, 1905, stating that on August 17, 1902, you made application for the enrollment of your daughter Ruth Carr Riggan; that under the recent act of Congress you presume she is entitled to enrollment and you wish to be advised if affidavits heretofore forwarded are on file and if not you state that you will forward another application.

In reply to your letter you are informed that the affidavits heretofore forwarded have been filed with our records as an application for the enrollment of Ruth Carr Riggan.

The letter of the Commission inclosed with your communication is herewith returned.

Respectfully,

Chairman.

EB 1-22

CHOCTAW. INDEXED

IN RE

Application for Enrollment of

INFANT CHILD

Vada Riggan
as a citizen of

Choctaw Nation.

Approved, FEB 10 1902 1901

Commissioner.

DEPARTMENT OF THE INTERIOR,
COMMISSION TO THE FIVE CIVILIZED TRIBES.
FILED
FEB 10 1902

ACTING CHAIRMAN.

CHOCTAW.
1418

BIRTH AFFIDAVIT. 20

DEPARTMENT OF THE INTERIOR,

COMMISSION TO THE FIVE CIVILIZED TRIBES.

IN RE Application for Enrollment, as a citizen of the Choctaw Nation,

of Vada Riggan (Here insert name of child), born on the 29th day of May, 1898., 1

Name of Father: Simeon C. Riggan, a citizen of the Choctaw Nation.

Name of Mother: Lillian Edith Riggan, a citizen of the Choctaw Nation.

Post-office, Wynnewood, Ind. Ter.

AFFIDAVIT OF MOTHER.

UNITED STATES OF AMERICA, INDIAN TERRITORY, Southern District.

I, Lillian Edith Riggan, on oath state that I am twenty five years of age and a citizen, by blood, of the Choctaw Nation; that I am the lawful wife of Simeon C. Riggan, who is a citizen, by marriage, of the Choctaw Nation, that a female (male or female) child was born to me on the 29th day of May 1898. 1; that said child has been named Vada Riggan, and is now living.

Lillian Edith Riggan

WITNESSES TO MARK

(Must be Two Witnesses)

Subscribed and sworn to before me this 3rd *day of* February *1902.*

Cyrus D. Kean NOTARY PUBLIC.

AFFIDAVIT OF ATTENDING PHYSICIAN, OR MIDWIFE.

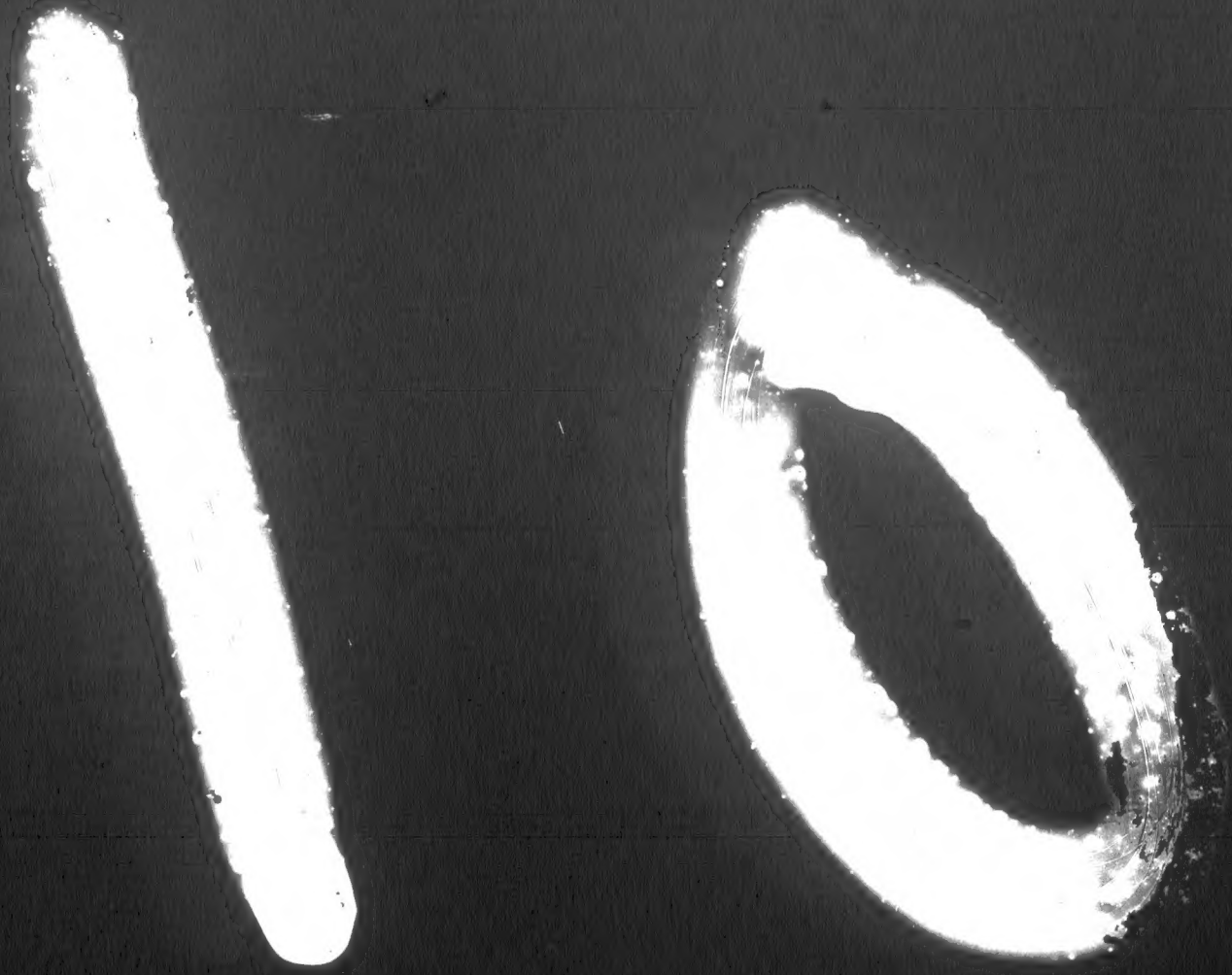
UNITED STATES OF AMERICA, INDIAN TERRITORY, Southern District.

I, W. E. Settle, a Physician, on oath state that I attended on Mrs. Lillian Edith Riggan, wife of Simeon C. Riggan, on the 29th day of May 1898, 1; that there was born to her on said date a female (male or female) child; that said child is now living and is said to have been named Vada Riggan

W. E. Settle M.D.

WITNESSES TO MARK:

(Must be Two Witnesses)

Subscribed and sworn to before me this 6th *day of* February *1902.*

Cyrus D. Kean NOTARY PUBLIC.